

REVISED ORDINANCES  
OF 1930 OF THE  
CITY OF AMES, IOWA







Revised Ordinances of 1930  
of the City of Ames, Iowa

Revised and Arranged by Order  
of the City Council

Ames, Iowa  
1930



TRIBUNE  
AMES  
25852



## POLITICAL HISTORY OF THE CITY OF AMES, STORY COUNTY, IOWA

THE BOUNDARY OF STORY COUNTY WAS FILED January 13, 1846, and organized in 1854. It was named in honor of the eminent jurist, Joseph Story, Associate Justice of the Supreme Court of the United States.

VILLAGE OF AMES. The land upon which the village of Ames was later established was originally purchased by Mrs. C. O. Duff. It was the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Two (2), Township 83, Range 24 West of the 5th P. M. Mrs. Duff later deeded the land to John I. Blair on November 26, 1864. The first settlement was made in July, 1865, and the Cedar Rapids and Missouri River Railroad was opened through to the settlement. This railroad was later taken over by the Chicago Northwestern Railroad Company.

The John I. Blair Land Company, in the year 1865, laid out and platted the original town of Ames, consisting of twelve blocks, bounded by Onondaga Street (later re-named Main Street) and the Chicago & Northwestern Railway on the South, Duff Avenue on the East, Burnett Avenue on the West and Eighth Street on the North. So in the season of 1865 the Village sprang up quite rapidly and in the course of the season appears to have gained the recognized character of a new and hopeful railroad town.

The first church was erected by the Congregationalists. Because it was the first church it was the recipient of the gift of a church bell by Congressman Oakes Ames. This bell was also a birth gift to the town which bears the name of this famous congressman.

The principal event of the year 1866 was the successful struggle with Nevada, the county seat, for the location of the cross railroad to Des Moines. The Iowa and Minnesota Railroad was a "narrow gauge" road not completed until 1874, and although it was not nearly so much of a railroad then as it is now still the little engines and cars operated were a great convenience. Later in the Seventies this road was extended north into Hamilton County and stopped at a prairie station now forgotten, called Callahan. After being operated for four or five years, it was bought by the Chicago & Northwestern Railway Company, and widened to standard gauge.



THE INCORPORATION OF THE VILLAGE OF AMES occurred in the year 1870 in the following manner, to-wit: Thirty citizens of the Village of Ames, Story County, Iowa, petitioned the Circuit Court in and for said County on the 11th day of November, 1869, asking that commissioners be appointed to hold an election upon the question of incorporating the Town of Ames. The Court appointed as such commissioners the following named residents of the Village, viz: Cyrus E. Turner, William West, P. C. Compton, Ralph Marshal and H. F. Kingsbury. The election was held on the 18th day of December, 1869, at which time one hundred and six ballots were cast, of which eighty-one ballots were "for incorporation" and twenty-five ballots were "against incorporation." Whereupon the commissioners called an election for the purpose of organizing the Incorporated Town of Ames, Iowa. Election was held on Saturday, the 8th of January, 1870, to elect the following officers: mayor, recorder, treasurer, assessor, marshal, and five trustees. Polls opened at 9:00 o'clock A. M. and closed at 4:00 o'clock P. M. The terms of these offices were for one year.

Following are the names of citizens who have served in an official capacity in the Incorporated Town of Ames up to and including the year, 1893, to-wit:

## 1870-1871

WM. WEST	Mayor
S. B. FARWELL	Recorder
GEO. G. TILDEN	Treasurer
S. L. LUCAS	Assessor
W. G. WRIGHT	Marshal

## TRUSTEES

DANIEL MCCARTHY (resigned)  
 J. H. MILLER  
 D. A. BIGELOW  
 S. S. PAXTON  
 J. H. ALEXANDER (resigned)  
 GILES COOK (to fill vacancy March 11, 1870)  
 JOHN McLAIN (to fill vacancy March 12, 1870)

Wm. West resigned as Mayor and W. D. Lucas was elected to fill vacancy at a special election held March 24th, 1870. T. Weld was appointed Street Commissioner.

## 1871-1872

C. E. TURNER	Mayor
P. C. COMPTON	Recorder
W. D. LUCAS	Treasurer
I. L. SMITH	Assessor
JOSEPH GINTER	Marshal
N. A. RAINBOLT	Attorney



## TRUSTEES

D. A. BIGELOW  
M. EVANS  
HENRY BOYD  
W. G. WRIGHT  
S. S. PAXTON

1872-1873

WALTER EVANS	Mayor
I. L. SMITH	Recorder
H. P. LODS (resigned)	Assessor
K. W. BROWN (fill vacancy—resigned)	Assessor
I. L. SMITH (to fill vacancy)	Assessor
JOSEPH GINTER (resigned)	Marshal
ROBERT MARSHAL (to fill vacancy)	Marshal
N. A. RAINBOLT	Attorney
JAMES MILLER	Treasurer

## TRUSTEES

D. A. BIGELOW  
M. EVANS  
HENRY BOYD  
C. D. NORMAN  
JOHN ELLIOTT

1873-1874

I. L. SMITH	Mayor
R. B. TAYLOR	Recorder
W. D. LUCAS	Treasurer
N. H. GRANGER (resigned)	Assessor
H. F. KINGSBURY	Assessor
L. VAN DUZEN	Street Commissioner
A. D. PAGE	Marshal
N. A. RAINBOLT	Attorney

## TRUSTEES

D. A. BIGELOW  
J. H. ALEXANDER  
H. R. BOYD  
W. G. WRIGHT

1874-1875

W. D. LUCAS	Mayor
I. L. SMITH	Recorder
E. R. CHAMBERLAIN	Treasurer
N. A. RAINBOLT	Attorney
N. H. GRANGER (resigned)	Assessor
S. S. PAXTON (to fill vacancy)	Assessor
L. VAN DUZEN	Street Commissioner
LUZERNE NICHOLS (resigned)	Marshal
SAM ZENOR (to fill vacancy—resigned)	Marshal
RALPH MARSHAL (to fill vacancy)	Marshal



## TRUSTEES

D. A. BIGELOW  
W. G. WRIGHT  
M. EVANS  
WM. BOYD  
GEO. W. JONES

1875-1876

WM. CLARK	Mayor
JOHN L. STEVENS	Recorder
E. R. CHAMBERLAIN	Treasurer
S. S. PAXTON	Assessor
MCCARTHY & STEVENS	Attorneys
W. C. SHOCKLEY	Marshal
L. VAN DUZEN	Street Commissioner

## TRUSTEES

GEO. G. TILDEN (failed to qualify)  
D. A. BIGELOW (to fill vacancy)  
H. P. LODS  
GEO. W. JONES  
W. O. BOYD  
WM. BRADLEY

1876-1877

WM. CLARK	Mayor
JOHN L. STEVENS	Recorder
E. R. CHAMBERLAIN	Treasurer
S. S. PAXTON	Assessor
MCCARTHY, STEVENS & UNDERWOOD	Attorneys
C. J. KOGLE	Street Commissioner
W. C. SHOCKLEY	Marshal

## TRUSTEES

CHAS. BARROLL  
H. C. HUNTINGTON  
H. POLDS  
WM. BRADLEY  
H. GILBERT (resigned)  
H. R. BOYD (to fill vacancy)

1877-1878

GEORGE A. UNDERWOOD	Mayor
JOHN WATTS	Recorder
E. R. CHAMBERLAIN	Treasurer
MCCARTHY, STEVENS & UNDERWOOD	Attorneys
N. H. GRANGER (resigned)	Assessor
DANIEL MCCARTHY (appointed to fill vacancy)	Assessor
L. VAN DUZEN	Street Commissioner
L. NICHOLS	Marshal



## COUNCILMEN

A. H. THAYER  
JAMES REAGAN  
BEN REED  
CALVIN GIDDINGS  
WM. CLARK

1878-1879

GEORGE A. UNDERWOOD	Mayor
JOHN WATTS	Recorder
E. R. CHAMBERLAIN	Treasurer
HENRY BARROLL	Assessor
J. L. STEVENS	Attorney
L. VAN DUZEN	Street Commissioner
FLARE J. WEST	Marshal

## COUNCILMEN

H. C. HUNTINGTON  
I. R. HIRSH  
H. R. BOYD  
WM. CLARK  
BEN READ

1879-1880

E. R. CHAMBERLAIN	Mayor
JOHN WATTS	Recorder
W. D. LUCAS	Treasurer
J. STOW	Assessor
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal

## COUNCILMEN

J. E. HIRSH AND HENRY BOYD	Term of Three Years
GEO. G. TILDEN AND W. A. MARKHAM	Term of Two Years
BEN REED AND A. H. THAYER	Term of One Year

1880-1881

GEORGE G. TILDEN	Mayor
JOHN WATTS	Recorder
E. R. CHAMBERLAIN	Treasurer
L. J. SHAW	Assessor
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal

## COUNCILMEN

BEN READ  
L. H. BINGHAM  
J. E. HIRSH (resigned)  
WM. MCMICHAEL (to fill vacancy)  
W. A. MARKHAM  
M. HEMSTREET



## 1881-1882

HENRY WILSON	Mayor
JOHN WATTS	Recorder
E. R. CHAMBERLAIN	Treasurer
G. A. UNDERWOOD	Assessor
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal

## COUNCILMEN

WM. CLARK  
 BEN READ  
 WM. McMICHAEL  
 J. K. MACCUMBER  
 M. HEMSTREET  
 L. H. BINGHAM

## 1882-1883

HENRY WILSON	Mayor
JOHN WATTS	Recorder
E. R. CHAMBERLAIN	Treasurer
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
L. LAMBERTSON	

## COUNCILMEN

THOS. WARDEN  
 BEN READ  
 J. K. MACCUMBER  
 GEO. H. MAXWELL  
 WM. CLARK  
 L. LAMBERTSON

Marshal

## 1883-1884

JOHN WATTS	Mayor
C. M. SOPER	Recorder
E. R. CHAMBERLAIN	Treasurer
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal
CALVIN GIDDINGS	Assessor

## COUNCILMEN

PARLEY SHELDON  
 THOS. WARDEN  
 GEO. H. MAXWELL  
 BEN READ  
 J. K. MACCUMBER  
 WM. CLARK



## 1884-1885

PARLEY SHELDON	Mayor
C. M. SOPER	Recorder
E. R. CHAMBERLAIN	Treasurer
GEO. H. FRANCE	Assessor
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal

## COUNCILMEN

ALBERT RICHMOND  
 R. H. COLLINS (resigned)  
 H. WESTEMAN (fill vacancy)  
 G. H. MAXWELL  
 H. C. HUNTINGTON (resigned)  
 W. A. PERKINS (fill vacancy)  
 C. E. HAVERLY

BEN READ

## 1885-1886

PARLEY SHELDON	Mayor
C. M. SOPER	Recorder
E. R. CHAMBERLAIN	Treasurer
G. H. FRANCE	Assessor
GEO. A. UNDERWOOD	Attorney
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal

## COUNCILMEN

G. H. MAXWELL  
 C. E. HAVERLY  
 DR. ALBERT RICHMOND  
 BEN READ  
 R. H. COLLINS  
 A. C. HUNTINGTON

## 1886-1887

M. C. JONES	Mayor
M. J. SMITH	Recorder
M. J. SMITH	Attorney
E. R. CHAMBERLAIN	Treasurer
GEO. H. FRANCE	Assessor
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal
E. B. PLUMB, M. D.	Health Officer

## COUNCILMEN

G. H. MAXWELL  
 H. WESTERMAN  
 DR. ALBERT RICHMOND  
 W. A. PERKINS  
 E. R. CHAMBERLAIN  
 C. E. HAVERLY



## 1887-1888

M. C. JONES (deceased)	Mayor
W. M. GREELEY (to fill vacancy)	Mayor
E. R. CHAMBERLAIN	Treasurer
M. J. SMITH	Recorder
McCARTHY & SMITH	Attorneys
L. VAN DUZEN	Street Commissioner
J. F. LONG	Marshal
E. B. PLUMB, M. D.	Health Officer

## COUNCILMEN

C. E. HAVERLY  
H. WESTERMAN  
W. A. PERKINS  
D. G. IVES  
DR. ALBERT RICHMOND  
G. H. MAXWELL

## 1888-1889

W. M. GREELEY	Mayor
M. J. SMITH	Recorder
E. R. CHAMBERLAIN	Treasurer
S. P. O'BRIEN	Assessor
JOHN HOGGATT	Street Commissioner
JOHN HOGGATT	Marshal
E. B. PLUMB, M. D.	Health Officer

## COUNCILMEN

D. G. IVES  
C. E. HAVERLY  
W. A. PERKINS  
H. WESTERMAN  
M. K. SMITH  
G. H. MAXWELL

## 1889-1890

W. M. GREELEY	Mayor
A. B. MAXWELL	Recorder
E. R. CHAMBERLAIN	Treasurer
GEO. UNDERWOOD	Attorney
J. B. HOGGATT	Marshal

## COUNCILMEN

W. A. PERKINS  
L. M. BOSWORTH  
M. K. SMITH  
G. H. MAXWELL  
C. E. HAVERLY (resigned)  
P. J. KAYNOR (fill vacancy)  
D. G. IVES



## 1890-1891

PARLEY SHELDON	Mayor
A. B. MAXWELL	Recorder
E. R. CHAMBERLAIN	Treasurer
G. A. UNDERWOOD	Attorney
S. G. HAMILTON	Assessor
L. VAN DUZEN	Street Commissioner
W. C. SHOCKLEY	Marshal

## COUNCILMEN

JOHN LANNING  
G. H. MAXWELL  
W. A. PERKINS  
H. M. TEMPLETON  
M. K. SMITH  
L. M. BOSWORTH

## 1891-1892

PARLEY SHELDON	Mayor
A. B. MAXWELL	Recorder
E. R. CHAMBERLAIN	Treasurer
G. A. UNDERWOOD	Attorney
S. G. HAMILTON	Assessor
ED. WHALEN	Street Commissioner
J. B. HOGGATT	Marshal

## COUNCILMEN

G. H. MAXWELL  
W. A. PERKINS  
JOHN LANNING  
M. K. SMITH  
L. M. BOSWORTH  
H. M. TEMPLETON

## 1892-1893

PARLEY SHELDON	Mayor
A. B. MAXWELL	Recorder
E. R. CHAMBERLAIN	Treasurer
S. G. HAMILTON	Assessor
G. A. UNDERWOOD	Attorney
ED. WHALEN	Street Commissioner
J. B. HOGGATT	Marshal

## COUNCILMEN

L. M. BOSWORTH  
G. H. MAXWELL  
JOHN LANNING  
JAMES HUTCHINSON  
M. K. SMITH  
H. M. TEMPLETON



## 1893-1894

F. T. McLAIN (failed to qualify)	Mayor
PARLEY SHELDON (continued in office)	Mayor
A. B. MAXWELL	Recorder
E. R. CHAMBERLAIN	Treasurer
H. P. McLAIN	Assessor
G. A. UNDERWOOD	Attorney
ED. WHALEN	Street Commissioner
J. B. HOGGATT	Marshal

## COUNCILMEN

E. W. STANTON  
M. K. SMITH  
JAS. HUTCHINSON  
W. L. TAYLOR  
L. M. BOSWORTH  
G. H. MAXWELL

## CITY OF THE SECOND CLASS

ORGANIZED AS A CITY OF THE SECOND CLASS November 13, 1893, viz:—

## STATE OF IOWA, ss:

“*Be It Remembered*, That on the 13th day of November, 1893, the undersigned, the Governor of the State of Iowa, the Secretary of State and the Auditor of State, have, in accordance with Section 509 of the Code as amended by Chapter 52 of the Public Acts of the Fifteenth General Assembly made examination of their returns of the Special census taken by the authority of the Incorporated Town of Ames, Iowa, and filed in the office of the Secretary of State, October 30th, 1893, and have ascertained that the Incorporated Town of Ames as shown by said returns to have a population in excess of Two Thousand, to-wit: Two Thousand Four Hundred Eighty-nine (2489).

“*Therefore*, We find that the said Incorporated Town of Ames is entitled to become a City of the Second Class.

“*In Testimony Whereof*: Witness our hands the day first above written.

“W. M. McFARLAND, *Secretary of State*

“C. G. McCARTHY, *Auditor of State*

“HORACE BOIES, *Governor of Iowa.*”

Continuing the names of citizens who have served in an official capacity in the City of Ames, Iowa:



## 1894-1895

HENRY WILSON	Mayor
A. B. MAXWELL	City Clerk
E. R. CHAMBERLAIN	Treasurer
H. P. McLAIN	Assessor
JOHN WILLIAMS	City Attorney
J. B. HOGGATT	Marshal
P. J. KAYNOR	Street Commissioner

## COUNCILMEN

SOVARRO CRAMER, F. T. McLAIN	Ward One
L. C. TILDEN, J. W. ADAMS	Ward Two
THOMAS THOMPSON, T. C. MILLER	Ward Three
G. E. PATRICK, D. A. KENT	Ward Four

## 1895-1896

HENRY WILSON	Mayor
A. B. MAXWELL	City Clerk
E. R. CHAMBERLAIN	Treasurer
H. P. McLAIN	Assessor
JOHN WILLIAMS	City Attorney
W. H. CORD	Marshal
ED. WHALEN	Street Commissioner
GEO. G. MILLER	City Plumber

## COUNCILMEN

F. T. McLAIN, SOVARRO CRAMER	Ward One
J. W. ADAMS, L. C. TILDEN	Ward Two
PERRY BOWERS, T. THOMPSON	Ward Three
W. S. FRANKLIN, J. W. FREELAND	Ward Four

## 1896-1897

M. K. SMITH	Mayor
CAL GIDDINGS	City Clerk
A. S. NEEDHAM	Treasurer
H. P. McLAIN	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
P. J. KAYNOR	Street Commissioner

## COUNCILMEN

B. F. SIES, F. T. McLAIN	Ward One
L. C. TILDEN, J. W. ADAMS	Ward Two
T. THOMPSON, PERRY BOWER	Ward Three
W. S. FRANKLIN, (resigned) (re-elected)	Ward Four
A. MARSTON (to fill vacancy of J. W. Freeland)	Ward Four



## 1897-1898

L. C. TILDEN	Mayor
CAL GIDDINGS	City Clerk
A. S. NEEDHAM	Treasurer
H. P. McLAIN	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
A. H. THAYER	Street Commissioner
J. E. DAVIS	City Plumber

## COUNCILMEN

F. T. McLAIN (resigned)	JAS. HALE (fill vacancy)	Ward One
VAN CHAMBERLAIN, JAS. W. ADAMS		Ward Two
THOS. THOMPSON, PERRY BOWER		Ward Three
A. MARSTON, W. S. FRANKLIN		Ward Four

## 1898-1899

SOVARRO CRAMER	Mayor
CAL GIDDINGS	City Clerk
A. S. NEEDHAM	Treasurer
H. P. McLAIN	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
A. H. THAYER	Street Commissioner

## COUNCILMEN

JAMES HALE, F. T. McLAIN	Ward One
F. E. MORRIS, VAN CHAMBERLAIN	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
JERRY SEXTON, A. MARSTON	Ward Four

## 1899-1900

THOMAS THOMPSON	Mayor
CAL GIDDINGS	City Clerk
A. S. NEEDHAM	Treasurer
H. P. McLAIN	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
A. H. THAYER	Street Commissioner

## COUNCILMEN

GEO. W. ROGERS, JAMES HALE	Ward One
F. E. MORRIS, VAN CHAMBERLAIN	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
GEO. W. BISSELL, JERRY SEXTON	Ward Four



## 1900-1901

THOMAS THOMPSON	Mayor
CAL GIDDINGS	City Clerk
A. S. NEEDHAM	Treasurer
H. P. McLAIN	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
JAS. HALE	Street Commissioner

## COUNCILMEN

I. C. BROWNLEE, GEO. W. ROGERS	Ward One
F. E. MORRIS, VAN CHAMBERLAIN	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
J. F. CAVELL, GEO. W. BISSELL	Ward Four

## 1901-1902

THOMAS THOMPSON	Mayor
CAL GIDDINGS	City Clerk
GEO. H. TILDEN	Treasurer
C. G. LEE	City Attorney
H. P. McLAIN	Assessor
W. A. RICKETTS	Marshal
JAS. HALE	Street Commissioner

## COUNCILMEN

A. H. MUNN, I. C. BROWNLEE	Ward One
F. H. SCHLEITER, F. E. MORRIS	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
GEO. W. BISSELL, J. F. CAVELL	Ward Four

## 1902-1903

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
GEO. H. TILDEN	Treasurer
CARL L. LITTLE	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
JAS. HALE	Street Commissioner
H. M. TEMPLETON	Health Officer

## COUNCILMEN

A. H. MUNN, J. B. KOOSER	Ward One
F. H. SCHLEITER, F. E. MORRIS	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
GEO. W. BISSELL, J. F. CAVELL	Ward Four



## 1903-1904

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
HENRY WILSON	Treasurer
CARL L. LITTLE	Assessor
C. G. LEE	City Attorney
W. A. RICKETTS	Marshal
JAMES MONTGOMERY	Street Commissioner
H. M. TEMPLETON	Health Officer

## COUNCILMEN

A. H. MUNN, J. B. KOOSER	Ward One
F. H. SCHLEITER, F. E. MORRIS	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
A. A. BENNETT, J. F. CAVELL	Ward Four

## LIBRARY BOARD

MRS. MARY V. GREELEY  
 MRS. ROSE SMITH  
 JASPER J. GROVE  
 MRS. JULIA STANTON  
 MRS. GRACE HULTZ  
 GEORGE JUDISCH  
 J. GALEN TILDEN  
 MISS MYRTLE LANNING  
 O. H. CESSNA

## 1904-1905

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor
H. E. SLATTERY	City Attorney
F. W. WILLEY	Marshal
JAMES MONTGOMERY	Street Commissioner
H. M. TEMPLETON	Health Officer
A. MARSTON	Engineer

## COUNCILMEN

C. A. DUNTZ, A. H. MUNN	Ward One
GEO. GRAHAM, F. E. MORRIS	Ward Two
JOHN LANNING, PERRY BOWER	Ward Three
GEO. W. BISSELL, A. A. BENNETT	Ward Four

## 1905-1906

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor



H. E. SLATTERY	City Attorney
THOS. H. MACDONALD	City Engineer
F. W. WILLEY	Marshal
JAMES MONTGOMERY	Street Commissioner
H. M. TEMPLETON	Health Officer

## COUNCILMEN

A. H. MUNN, C. A. DUNTZ	Ward One
GEO. E. BAKER, GEO. H. GRAHAM	Ward Two
M. HEMSTREET, JOHN LANNING	Ward Three
GEO. W. BISSELL, N. H. JACOBSON	Ward Four

## 1906-1907

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor
H. E. SLATTERY	City Attorney
THOS. H. MACDONALD	City Engineer
F. W. WILLEY	Marshal
JAMES MONTGOMERY	Street Commissioner
C. A. APLIN	Health Officer

## COUNCILMEN

G. H. MAXWELL, A. H. MUNN	Ward One
GEO. H. GRAHAM, GEO. E. BAKER	Ward Two
M. HULLIBARGER, JOHN SNYDER	Ward Three
WILBUR M. WILSON, N. H. JACOBSON	Ward Four

## 1907-1908

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor
H. E. SLATTERY	City Attorney
THOS. H. MACDONALD	City Engineer
F. W. WILLEY	Marshal
JAMES MONTGOMERY	Street Commissioner
C. A. APLIN	Health Officer

## COUNCILMEN

A. H. MUNN, G. H. MAXWELL	Ward One
GEO. E. BAKER, GEO. H. GRAHAM	Ward Two
M. HULLIBARGER, JOHN SNYDER	Ward Three
T. J. WILCOX, W. M. WILSON	Ward Four

## 1908-1909

GALEN TILDEN	Mayor
A. B. MAXWELL	City Clerk



M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor
H. E. SLATTERY (resigned)	City Attorney
J. Y. LUKE (appointed to fill vacancy)	City Attorney
THOS. H. MACDONALD	City Engineer
H. B. WILKINSON (resigned)	Marshal
THOS. THOMPSON (to fill vacancy)	Marshal
THOS. FULTZ	Deputy Marshal
DR. MCWILLIAM	Health Officer

## COUNCILMEN

W. D. MELTZER, A. H. MUNN	Ward One
GEO. WHITE, A. L. PATER	Ward Two
JOHN SNYDER, M. HULLIBARGER	Ward Three
WILBUR WILSON (resigned)	Ward Four
BEN EDWARDS (fill vacancy)	Ward Four
JOHN HOOVER	Ward Four

## 1909-1910

GALEN TILDEN	Mayor
A. B. MAXWELL	City Clerk
M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor
H. E. SLATTERY (resigned)	City Attorney
J. Y. LUKE (appointed to fill vacancy)	City Attorney
T. H. MACDONALD	City Engineer
H. B. WILKINSON (resigned)	Marshal
THOS. THOMPSON (to fill vacancy)	Marshal
THOS. FULTZ	Deputy Marshal
DR. MCWILLIAMS	Health Officer

## COUNCILMEN

W. D. MELTZER, A. H. MUNN	Ward One
GEO. WHITE, A. L. PATER	Ward Two
JOHN SNYDER, M. HULLIBARGER	Ward Three
BEN EDWARDS, JOHN HOOVER	Ward Four

## 1910-1911-1912

PARLEY SHELDON	Mayor
A. B. MAXWELL	City Clerk
M. A. MANNING	Treasurer
CARL L. LITTLE	Assessor
J. Y. LUKE	City Attorney
ART MCCOY	Street Commissioner
W. A. RICKETTS	Marshal
J. Q. WICKHAM	City Engineer
F. W. LINEBAUGH	Superintendent Light and Water
DR. C. W. MCWILLIAM (deceased)	Health Officer
DR. C. A. APLIN	Health Officer



## COUNCILMEN

M. P. CLEGHORN, C. C. TALLMAN	<i>Councilmen-at-Large</i>
W. D. MELTZER	<i>Councilman Ward One</i>
GEO. WHITE	<i>Councilman Ward Two</i>
M. HULLIBARGER	<i>Councilman Ward Three</i>
W. R. LAMBERT	<i>Councilman Ward Four</i>

## 1912-1913-1914

PARLEY SHELDON	<i>Mayor</i>
A. B. MAXWELL	<i>City Clerk</i>
W. D. MELTZER	<i>Treasurer</i>
C. H. PASLEY	<i>City Attorney</i>
CARL L. LITTLE	<i>Assessor</i>
J. Q. WICKHAM	<i>City Engineer</i>
W. A. RICKETTS	<i>City Marshal</i>
CHAS. G. TILDEN	<i>Health Officer</i>
F. W. LINEBAUGH	<i>Superintendent Light and Water</i>

## COUNCILMEN

M. HULLIBARGER	<i>Councilman-at-Large</i>
M. P. CLEGHORN	<i>Councilman-at-Large</i>
C. H. MAXWELL	<i>Councilman Ward One</i>
H. B. CORLETT	<i>Councilman Ward Two</i>
THOS. THOMPSON	<i>Councilman Ward Three</i>
FRED STOCKER	<i>Councilman Ward Four</i>

## 1914-1915-1916

PARLEY SHELDON	<i>Mayor</i>
A. B. MAXWELL	<i>City Clerk</i>
W. D. MELTZER	<i>Treasurer</i>
E. H. GRAVES	<i>Assessor</i>
J. Y. LUKE	<i>City Attorney</i>
J. Q. WICKHAM	<i>City Engineer</i>
C. E. WARSAW	<i>Superintendent Light and Water</i>
W. A. RICKETTS	<i>City Marshal</i>
DR. E. B. BUSH	<i>Health Officer</i>

## COUNCILMEN

H. B. CORLETT	<i>Councilman-at-Large</i>
L. B. SPINNEY	<i>Councilman-at-Large</i>
W. H. STULTZ	<i>Councilman Ward One</i>
T. L. RICE	<i>Councilman Ward Two</i>
JAS. L. GILCHRIST	<i>Councilman Ward Three</i>
CHAS. MURRAY	<i>Councilman Ward Four</i>

## 1916-1917-1918

GEO. E. BAKER	<i>Mayor</i>
A. B. MAXWELL	<i>City Clerk</i>
H. W. STAFFORD	<i>Treasurer</i>



E. H. GRAVES	Assessor
J. Y. LUKE	City Attorney
W. A. RICKETTS (resigned)	City Marshal
FRED WILLEY	City Marshal
J. Q. WICKHAM	City Engineer
CHAS. E. WARSAW	Superintendent Light and Water
ART MCCOY	Deputy Marshal
KENNETH KELSO	Deputy Marshal
DR. EARL RICE	Health Officer
L. H. MORRIS	Fire Chief

COUNCILMEN

SEAMAN KNAPP	Councilman-at-Large
L. B. SPINNEY	Councilman-at-Large
C. H. PASLEY	Councilman Ward One
E. B. BUSH	Councilman Ward Two
W. L. ALLAN	Councilman Ward Three
F. J. MORAVETS	Councilman Ward Four

1918-1919-1920

E. H. GRAVES	Mayor
A. B. MAXWELL	City Clerk
H. W. STAFFORD	Treasurer
C. M. SOPER	Assessor
J. Y. LUKE	City Solicitor
A. F. HILL	Superintendent Light and Water
F. W. WILLEY	City Marshal
J. K. KELSO	Deputy Marshal
J. Q. WICKHAM	City Engineer
DR. EARL RICE	Health Officer

COUNCILMEN

L. B. SPINNEY	Councilman-at-Large
J. E. BRINDLEY	Councilman-at-Large
F. M. CUPPS	Councilman Ward One
SETH I. MORRIS	Councilman Ward Two
W. L. ALLAN	Councilman Ward Three
F. J. MORAVETS	Councilman Ward Four

APPOINTMENT

BOARD OF MARY GREELEY MEMORIAL HOSPITAL

C. I. SIVERLY, GEO. JUDISCH	Six year term
L. M. BOSWORTH, L. C. TILDEN	Four year term
A. H. MUNN, BEN EDWARDS	Two year term
A. B. MAXWELL	Secretary of board



April 7, 1919

ART MCCOY (resigned as Street Commissioner)

J. Q. WICKHAM (resigned as City Engineer)

A. F. HILL (resigned as Superintendent Light and Water)

October 20, 1919

FRED WILLEY (resigned as City Marshal)

W. J. CURE (appointed to fill vacancy) . . . *City Marshal*

April 22, 1919

JOHN OGLE (appointed to fill vacancy) *Street Commissioner*

May 19, 1919

P. F. HOPKINS appointed *City Engineer and Superintendent  
Light and Water Departments*

1920-1921-1922

T. L. RICE . . . . . *Mayor*

A. B. MAXWELL . . . . . *City Clerk*

H. W. STAFFORD . . . . . *City Treasurer*

D. B. SWARTWOOD (resigned) . . . . . *City Assessor*

M. A. MANNING (to fill vacancy) . . . . . *City Assessor*

P. F. HOPKINS . . . . . *Manager of Engineering Department*

J. Y. LUKE . . . . . *City Solicitor*

W. J. CURE . . . . . *City Marshal*

H. M. TEMPLETON . . . . . *Health Officer*

#### COUNCILMEN

THOS. THOMPSON . . . . . *Councilman-at-Large*

L. B. SPINNEY . . . . . *Councilman-at-Large*

W. B. NILES . . . . . *Councilman Ward One*

SETH I. MORRIS . . . . . *Councilman Ward Two*

H. L. MINERT . . . . . *Councilman Ward Three*

#### CITY MANAGER PLAN

The Council and Manager Plan of government was adopted by the City May 27, 1920, by ordinance. P. F. Hopkins was elected City Manager and served the City until May 16, 1927, when he resigned. J. H. Ames was elected City Manager July 11, 1927, to fill the vacancy. The original ordinance as passed was superceded by Ordinance No. 380, which ordinance is now in force and under which the City is operating.

1922-1923-1924

T. L. RICE . . . . . *Mayor*

A. B. MAXWELL . . . . . *City Clerk*

H. W. STAFFORD . . . . . *Treasurer*



M. A. MANNING	Assessor
J. Y. LUKE	City Solicitor
P. F. HOPKINS	City Manager of Engineering
W. J. CURE	City Marshal
DR. H. M. TEMPLETON	Health Officer

## COUNCILMEN

GALEN TILDEN	Councilman-at-Large
G. B. MACDONALD	Councilman-at-Large
W. B. NILES	Councilman Ward One
J. B. DAVIDSON	Councilman Ward Two
J. M. HOWELL	Councilman Ward Three
M. D. HELSER	Councilman Ward Four

## 1924-1925-1926

F. H. SCHLEITER	Mayor
A. B. MAXWELL	City Clerk and Auditor
H. W. STAFFORD	Treasurer
M. A. MANNING	Assessor
J. Y. LUKE	City Solicitor
P. F. HOPKINS	City Manager of Engineering
W. J. CURE	City Marshal
L. R. MORRIS	Fire Chief
DR. H. M. TEMPLETON	Health Officer

## COUNCILMEN

G. B. MACDONALD	Councilman-at-Large
BEN COLE (resigned)	Councilman-at-Large
J. B. DAVIDSON (appointed to fill vacancy)	Councilman-at-Large
W. B. NILES	Councilman Ward One
SETH I. MORRIS	Councilman Ward Two
J. M. MUNSINGER	Councilman Ward Three
GEO. PALMER	Councilman Ward Four

AMES MUNICIPAL BAND to be supported by tax levy voted March 31, 1924, not exceeding two mills.

ZONING BOARD OF ADJUSTMENT established August 21, 1925:

E. H. GRAVES  
 CHAS. B. ASH  
 JOHN S. DODDS  
 A. L. CHAMPLIN  
 E. W. BLUMENSCHIN  
 P. F. HOPKINS, *Enforcing Officer*  
 A. B. MAXWELL, *Secretary*

## 1926-1927-1928

F. H. SCHLEITER	Mayor
A. B. MAXWELL	City Clerk and Auditor



H. W. STAFFORD	Treasurer
M. A. MANNING	Assessor
P. F. HOPKINS	City Manager of Engineering
J. Y. LUKE	City Solicitor
DR. H. M. TEMPLETON	Health Officer
W. J. CURE	City Marshal
L. R. MORRIS	Fire Chief

## COUNCILMEN

G. B. MACDONALD	Councilman-at-Large
FRANK THEIS	Councilman-at-Large
JOHN S. DODDS	Councilman Ward One
WALTER ROOT	Councilman Ward Two
J. M. MUNSINGER	Councilman Ward Three
G. J. PALMER	Councilman Ward Four

PARK COMMISSION was established by election March 29, 1926:

L. B. SPINNEY

GALEN TILDEN

C. R. JONES

The City Park is located on Block 37, Second Addition, bounded by Duff Avenue, Fifth Street, Carroll Avenue, and Sixth Street.

April 29, 1925, the City purchased 19.07 acres situated west and south of Brookridge Avenue for park purposes, said park to be named Brookside Park.

P. F. HOPKINS tendered his resignation as City Manager on May 16, 1927, effective June 1, 1927. C. C. MCCARTHY received temporary appointment to fill vacancy of City Manager.

JOHN H. AMES elected City Manager by the City Council on July 6, 1927; powers and duties prescribed by Ordinance No. 380.

## 1928-1929-1930

F. H. SCHLEITER	Mayor
A. B. MAXWELL	City Clerk and Auditor
H. W. STAFFORD	Treasurer
M. A. MANNING	Assessor
JOHN H. AMES	City Manager
R. E. NICHOL	City Solicitor
W. J. CURE	Chief of Police; City Marshal, and Bailiff of Municipal Court
L. R. MORRIS	Fire Chief
DR. C. A. APLIN	Health Officer

## COUNCILMEN

FRANK THEIS (resigned)	Councilman-at-Large
C. J. O'NEIL (fill vacancy)	Councilman-at-Large



G. B. MACDONALD	Councilman-at-Large
VERNE MEYERS	Councilman Ward One
T. L. RICE	Councilman Ward Two
W. L. ALLAN	Councilman Ward Three
G. J. PALMER	Councilman Ward Four

## 1930-1931

F. H. SCHLEITER	Mayor
A. B. MAXWELL	City Clerk and Auditor
H. W. STAFFORD	City Treasurer
M. A. MANNING	City Assessor
JOHN AMES	City Manager
R. E. NICHOL	City Solicitor
W. J. CURE	Chief of Police, Marshal and Bailiff
L. R. MORRIS	Fire Chief
DR. C. A. APLIN	Health Officer

## COUNCILMEN

G. J. PALMER	Councilman-at-Large
JOHN DODDS	Councilman-at-Large
ARTHUR POSE	Councilman Ward One
CLAUDE COYKENDALL	Councilman Ward Two
W. L. ALLAN	Councilman Ward Three
G. B. MACDONALD	Councilman Ward Four

## MUNICIPAL UTILITIES

THE WATER WORKS SYSTEM of the City of Ames was first established in 1891 and consisted of a wooden constructed tower and tank, located on the ground on which the City Hall is now located. Water main and hydrants were laid and placed along Main Street. These were paid for by the abutting property owners and later purchased by the City. In 1892 the first hose and hosecart were purchased for use of the volunteer fire company. The present value of the Water Works plant, which includes mains, two pumps, storage towers, reservoirs, filtration plant and accessories, is \$400,000.00.

THE MUNICIPAL ELECTRIC LIGHT PLANT was established in 1896. Bonds in the amount of \$12,000.00 were issued and the plant was constructed and put in operation. A loan of \$5,000.00 by the issue of City Warrants was made to complete the work. All bonds and indebtedness for added equipment and extensions were paid in 1916 from the earnings of the plant. The plant at this time consists of four steam turbines and generators, with switch boards, boilers and other equipment of a value of \$750,000.00.



**CITY HALL AND FIRE STATION.** Bonds in the amount of \$41,500.00 were voted by the citizens of Wards one, two, three and four of the City of Ames for the construction of a City Hall and Fire Station located on Lots 12, 13, 14 and 15, Block 10, Original Town of Ames, at the corner of Kellogg Avenue and Fifth Street. The building was completed, approved, accepted and occupied, February 28, 1916.

**THE MARY GREELEY MEMORIAL HOSPITAL** was built by Captain Wallace M. Greeley, at a cost of \$80,000.00, in the year 1916, and located at the corner of Douglas Avenue and Twelfth Street. The hospital was donated to the City of Ames in memory of Captain Greeley's wife, Mary Victoria Greeley, with the provision that it shall be perpetually maintained as a hospital open to all sects and creeds; and furthermore that the City of Ames shall agree to maintain and support this hospital in a credible manner. Captain Greeley appointed the following to serve as Directors of the Mary Greeley Hospital: L. C. Tilden; A. H. Munn; George Judisch; L. M. Bosworth; C. L. Siverly and Dr. A. B. Maxwell. These original directors were to serve until further appointments were made by the City of Ames. The membership of the present hospital board is as follows, to-wit: Charles Reynolds, Pres.; Geo. Judisch; L. C. Tilden; A. H. Munn; A. T. Erwin; Seaman Knapp, Treas.; A. B. Maxwell, Secretary.

**AMES PUBLIC LIBRARY.** On March 30, 1903, the citizens of Ames voted to accept the donation of \$10,000.00 from Andrew Carnegie for the construction of a Library Building which was accepted and located at the corner of Douglas Avenue and Sixth Street.

**CITY CEMETERY.** The cemetery was transferred to the City of Ames by the Ames Cemetery Association in the year 1917. The purchase of additional land for cemetery purposes was authorized June 18, 1917. It was purchased from G. H. Maxwell and the addition was named the Oakwood Division of the City cemetery. Rules were then adopted for the regulation of the City cemetery. An additional purchase of land for cemetery purposes was made from the Maxwell Park Association, Jessie Maxwell, and Sadie and C. G. Cole on September 16, 1929. Bonds were issued in the amount of \$18,750.00 to run twenty years at interest not to exceed 5% per annum. This increases the Cemetery to 52 acres, of which five acres are set aside for Catholic interments.

**ZONING BOARD OF ADJUSTMENT.** In the year 1924, the Council appointed a Zoning Commission consisting of the following members, to-wit: Roland S. Wallis of the Iowa State



College, chairman; Charles B. Ash; A. L. Champlain; A. T. Erwin; J. Galen Tilden; P. H. Elwood, Jr.; A. H. Munn and C. S. Nichols. This commission submitted its report and plat to the City Council, and adoption was made by the passage of Zoning Ordinance No. 354 on June 1, 1925. The mayor then appointed the following persons members of the Zoning Board of Adjustment, to-wit: E. H. Graves; John S. Dodds; A. L. Champlin; Charles B. Ash; E. W. Blumenschein; A. B. Maxwell, Secretary; and the City Manager to act as Enforcing Officer.

**MUNICIPAL COURT.** Establishment of a Municipal Court by election held October 2, 1928. J. Y. Luke was appointed Judge of the Municipal Court by the Governor of Iowa, Hon. John Hammill. L. E. Thomas was appointed Clerk, and W. J. Cure, bailiff of the Municipal Court, by the City Council. Court convened November 1, 1928, in the Municipal Courtroom at the City Hall.

**CITY PLANNING COMMISSION.** An ordinance creating a City Planning Commission to consist of seven members appointed by the Mayor, was passed by the Council, March 17, 1930.

## AMES AND HER ADVANTAGES

AMES is a modern municipality with a population of 11,000. It possesses superior educational advantages and is situated in the center of population of the great agricultural state of Iowa, as well as the geographical center to all intents and purposes. Located 30 miles north of the capitol of the state, Ames has the honor of being an educational center to which the state of Iowa can point with much pride. Ames has located within its borders the Iowa State College of Agriculture and Mechanic Arts and a public school system of the highest standard.

Ames from all standpoints is most advantageously situated, and for factory, school and convention purposes it is unexcelled. Ames is the home of many public buildings which would do credit to any city in the world, and the visitor and tourist is always interested and entertained by a trip over the city, viewing the splendid campus and specimens of architectural skill of the buildings on Iowa State College grounds, including also palatial homes, beautiful bungalows, and cozy, comfortable cottages. Well paved streets, lined with miles of permanent cement sidewalks and bordered with shade trees, add to the civic beauty. Ames is indeed a city of colleges, schools and churches, with a moral atmosphere that makes it an ideal city in which to live and rear children; her citizenship is unexcelled, whose teachings both by precept and example inculcate into the minds of



the young a love for moral excellency and a desire to obey the laws of God and man; a city of thrift and progress, where the industrious citizen can at all times reap the reward for his earnest endeavor.

Ames has twelve churches and several affiliated denominational houses for students attending college, which in connection with the college and public schools makes Ames the center of culture and refinement.

Ames has transportation outlets; Chicago and Northwestern Railway, east and west; and Chicago and Northwestern Railway and Fort Dodge, Des Moines and Southern interurban north and south; also interurban auto bus lines in all directions, making the city as conveniently and easily reached as any in the state for any meeting or convention purposes.

At Ames is located the Iowa State Highway Commission in a permanent building of stately structure, which adds to the city a large pay roll of expert engineers and clerical help.

Ames has seven banking institutions and a Building and Loan Association, all ably managed and enjoying the full confidence of the people.

Ames is under a departmental City Manager form of government. Ames operates its utilities consisting of water, electric light, hospital and cemeteries, all wisely and ably managed.

The health of the city is well guarded by the wide distribution of constructed sanitary and storm sewers, paved streets, plentiful supply of water from artesian veins, and milk which is supplied only from tested, clean and non-tubercular cows and distributed under the rigid regulations of the Board of Health.

Ames is considered to be the fastest growing city of its class in the state and all improvements are first class and of a permanent character.

A. B. MAXWELL,  
*City Auditor and Clerk.*



REVISED ORDINANCES OF 1930 OF THE  
CITY OF AMES, IOWA

ORDINANCE NO. 410

AN ORDINANCE DEFINING THE CORPORATE TERRITORY AND LIMITS OF THE CITY OF AMES, IOWA.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The corporate boundaries and limits of the City of Ames, Iowa, heretofore, at various times, established by law, or the acts of the City Council, are hereby codified, determined and declared to be as follows:

Beginning at the Southeast corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 11, Township 83 North, Range 24 West of the 5th P. M., Iowa; thence North on the line between Sections 11 and 12 and between Sections 1 and 2 of said Township and the line between Sections 35 and 36, Township 84 North, Range 24 West of the 5th P. M. to the Northeast corner of the Southeast Quarter ( $SE\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section 35 of said Township 84, thence West on the South Quarter Quarter line of said Section 35 to the East line of Section 34 of Township 84; thence north on the line between Sections 34 and 35 of Township 84 to the northeast corner of the South One-half ( $S\frac{1}{2}$ ) of the Northeast quarter ( $NE\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of said Section 34, Township 84; thence West along the North line of the said South One-half ( $S\frac{1}{2}$ ) of the Northeast quarter ( $NE\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section 34 to the Northwest corner of said South one-half ( $S\frac{1}{2}$ ) of the Northeast quarter ( $NE\frac{1}{4}$ ) of the Southeast quarter ( $SE\frac{1}{4}$ ) of Section 34; thence South along the East quarter quarter line of said Section 34 to the South quarter quarter line of Said Section 34; thence West along the South quarter quarter line of Sections 34 and 33 of said Township 84 to a point 330 feet West of the West quarter quarter line of said Section 33, thence South to the township line between Townships 83 and 84, said range; thence West on said township line to the Northwest corner of Section 4 of said Township 83, Range 24; thence South on the West line of said section 4 to the line running east and west through the center of Section 5 of said Township 83; thence West on the center line of said Section 5 to the point where it intersects the West line of Godard's Addition extended North; thence South on the West line of



Goddard's Addition as extended North, and along the West line of said addition as it now exists, to the South line of Woodland Avenue; thence West on the South line of Woodland Avenue to the West line of West Ames Addition; thence South along the West line of said West Ames Addition and the West line of said Addition extended directly south, to the point where it will intersect the east and west line through the center of the South One-half ( $S\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 8, Township 83 North, Range 24 West of the 5th P. M.; thence East on said line to the line running North and South between Sections 8 and 9, said Township 83; thence South on said last mentioned line to the Southwest corner of the Northwest quarter of Section 9, of said Township and Range; thence East on the center line running East and West through Sections 9, 10 and 11, said Township 83, Range 24, to place of beginning, to-wit: the said Southeast corner of the Northeast quarter ( $NE\frac{1}{4}$ ) of Section 11 of said Township 83, Range 24, Story County, Iowa.

SECTION 2. The force and authority of all ordinances of a general nature and the jurisdiction of the officers of the City shall be coextensive with the foregoing territory in all cases to the extent provided by the laws of the State.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 24th day of March, 1930.

F. H. Schleiter, Mayor.

ATTEST: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 353

## AN ORDINANCE DIVIDING THE CITY OF AMES INTO WARDS AND ESTABLISHING THE BOUNDARIES THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The territory of the City shall be divided into four (4) wards.

SECTION 2. The First Ward shall consist of all that part of the City which lies north of the main line tracks of the Chicago and Northwestern Railway Company and east of the center line of Burnett Avenue.

SECTION 3. The Second Ward shall consist of all that part of the city which lies north of the main line tracks of the Chicago and Northwestern Railway Company; West of the center line of Burnett Avenue and east of the west quarter-quarter line of Section three (3), Township eighty-three (83), and Section thirty-four (34), Township eighty-four (84), Range twenty-four (24), to-wit: the line running north and south eighty rods west of the center line of said sections.

SECTION 4. The Third Ward shall consist of all that part of the city lying south of the main line tracks of the Chicago and Northwestern Railway Company and east of the West quarter-quarter line of sections three (3) and ten (10), Township eighty-three (83), Range twenty-four (24), to-wit: the line running north and south eighty (80) rods west of the center line of said sections.

SECTION 5. The Fourth Ward shall consist of all that part of the city lying west of the west quarter-quarter line of section thirty-four (34), Township eighty-four (84), and Sections three (3) and ten (10), Township eighty-three (83), Range twenty-four (24), to-wit: the line running north and south eighty rods (80) rods west of the center lines of said sections.

SECTION 6. All Ordinances or parts of ordinances in conflict herewith are hereby repealed.

Passed the 19th day of January, 1925.

Signed and Approved by me the 19th day of January, 1925.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.



## ORDINANCE NO. 355

AN ORDINANCE CONCERNING THE POWERS AND THE BUSINESS, THE MEETING AND THE RULES OF THE CITY COUNCIL; THE APPOINTMENT OF OFFICERS; THE FIXING OF THE COMPENSATION OF COUNCILMEN AND SUCH OFFICERS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The Council shall consist of six members, one from each of the four wards, and two elected from the city at large. It shall have such powers as are now or may hereafter be conferred by the laws of the State.

SECTION 2. The Council shall assemble on the first Monday after their election at 12 o'clock noon in the council chamber in the City Hall and then and there qualify and organize. Four members shall be necessary to constitute a quorum.

SECTION 3. The Council upon qualification and at the said first meeting shall elect a Clerk, a Solicitor, and a City Manager. The election of the said officers shall be for a term of two years, subject to removal, as provided by statute or the ordinances of the city.

SECTION 4. The newly elected Council at this first meeting, shall have full power and jurisdiction to fix the salaries and compensation of all officers appointed by it, or appointed, or to be appointed by the Mayor, which salaries and compensation shall not be changed during the time for which they are appointed. If the Council, on or before the meeting at which the said officers are elected or appointed, fails or neglects to fix the said salaries and compensation, that as established by the preceding council shall remain in full force and effect.

SECTION 5. At the said first meeting of the Council it shall arrange for its sittings and work as a board of review which meetings shall continue until such work is completed.

SECTION 6. Regular meetings of the Council shall be held in the Council chamber of the City Hall on the first and third Mondays of the month at 8 o'clock P. M. The Council may by resolution provide for additional regular meetings. Four members shall be necessary to constitute a quorum, but a smaller number shall have jurisdiction to adjourn to any date prior to that of the next regular meeting or to take such steps as they may deem advisable or necessary to bring in the absent members.



SECTION 7. The Council shall hold special meetings at any time when called by the Mayor or any three members of the City Council. Notice of such special meetings, when called by the Mayor, shall be given the members of the Council by a writing signed by the Mayor and either personally served or left at the usual place of residence of the said Councilman. For a meeting called by three members of the Council, notices shall be given the other members and the Mayor by a writing signed by such three members, and the same shall be either personally served or left at the usual place of residence of such persons. When a special meeting is called the service given or made upon the person not appearing shall be established by affidavit or the certificate of the city Marshal, or his deputy, and a record made thereof.

SECTION 8. The Council shall, at or before the beginning thereof, make separate appropriations for the different expenditures of the city government for the ensuing fiscal year.

SECTION 9. Should the Mayor or Clerk be absent at any regular or special meeting duly called, the Council shall appoint one of its members to act as chairman or clerk as the case may be, and should both be absent one to serve as chairman and another as clerk for that particular meeting.

SECTION 10. There shall be six standing committees of the Council, as follows: Finance and Ordinances; Streets and Alleys; Electric Light and Power; Fire and Water; Sewers; and Cemetery and Buildings. Each shall consist of three members and shall be appointed by the Mayor. The one first named shall be chairman thereof.

SECTION 11. It shall be the duty of the said Committees and the members thereof to make a special study and investigation of the conditions and needs of the city in reference to matters involved in their particular departments.

SECTION 12. It shall be the special duty of the Finance Committee to examine, check and audit, and approve or disapprove all bills and claims filed, preliminary to the regular meetings of the Council, and for this purpose they shall meet such a time before the meeting of the council as may be necessary.

SECTION 13. All bills and claims filed against the city shall be made upon blanks furnished by the city. They shall be dated, itemized and self explanatory, and be verified before a notary public or the city clerk.



SECTION 14. Bills and claims to be acted upon at any regular meeting of the Council, must be filed in the office of the City Clerk prior to 3 o'clock P. M. on the day of such meeting, or they will lay over until the next regular meeting.

SECTION 15. Each Councilman shall receive as full compensation for his services, \$1.00 for each and every regular or special meeting of the Council which he attends, the aggregate of which shall not exceed \$50.00 in any one year. Such compensation shall be audited and paid at the end of each six months. In addition each Councilman shall receive and be entitled to the compensation allowed by law for their services as members of the Board of Review.

SECTION 16. The following rules shall govern the meetings of the Council and its transaction of business:

*Rule 1.* The Mayor, or in his absence the presiding officer, shall preserve order and decorum and shall decide questions of order subject to an appeal to the Council. A member called to order shall immediately suspend his remarks, unless permitted to explain. If there be no appeal the decision of the chair shall be conclusive; but if the member appeals to the Council from the decision of the Chair, the Council shall decide the question without debate.

*Rule 2.* At the hour appointed for the meeting, a quorum being present, the order of business shall be as follows:

(1) Reading of the minutes of the last meeting and the approval, amendment, or correction of the same.

(2) Consideration of the bills and claims filed, their approval, disapproval, or other action.

(3) Unfinished business. Resolutions in relation to public improvements shall have precedence.

(4) Petitions and other communications.

(5) Reports of officers, committees, and other unfinished business.

(6) New business.

*Rule 3.* Motions and Resolutions. No motion or resolution shall be put or debated until it is seconded. When seconded, it shall be stated by the Mayor or presiding officer before debate. Upon request of the Chair or any Councilman every motion or resolution shall be reduced to writing.

*Rule 4.* After a motion or resolution is stated by the Chair it shall be deemed in the possession of the Council, but it may be withdrawn at any time before decision or amendment.



*Rule 5.* In all cases where a resolution or a motion is entered on the Minutes of the City Council the name of the member moving the same shall be entered also.

*Rule 6.* When a question is under debate, the only motions in order shall be:

- First. To adjourn.
- Second. The previous question.
- Third. To lay on the table.
- Fourth. To postpone indefinitely.
- Fifth. Adjourn to a certain day.
- Sixth. To refer.
- Seventh. To amend.

And such motions shall have precedence in the order herein arranged, the first three to be decided without debate.

*Rule 7.* Adjournment. A motion to adjourn the City Council shall always be in order, except:

- First. When a member is in possession of the floor.
- Second. While the ayes and nays are being called.
- Third. When the members are voting.
- Fourth. When adjournment was the last preceding motion.
- Fifth. When it has been decided that the previous question shall be taken.

*Rule 8.* A motion simply to adjourn can not be amended; but a motion to adjourn to a given time may be, and is open to debate.

*Rule 9.* Previous Questions. When the previous question is moved and put, it shall be in this form "*Shall the main question be now put?*" If this is carried, all proposed amendments and all further motions and debates shall be excluded, and the question is put without delay.

*Rule 10.* To Lay on the Table. A motion to lay a question on the table simply is not debatable but a motion to lay on the table and publish, or any other condition, is subject to amendment and debate.

*Rule 11.* Indefinite Postponement. When a motion is postponed indefinitely it shall not be taken up again during the same meeting.

*Rule 12.* To Refer. A motion to refer to a standing committee shall take precedence of a similar motion for a Special Committee.



*Rule 13. To Amend.* A motion to amend an amendment shall be in order; but to amend an amendment to an amendment shall not be entertained.

*Rule 14.* An amendment modifying the intention of a motion shall be in order but an amendment relating to a different subject shall not be in order.

*Rule 15.* On motion to "Strike out and insert" the paragraph to be amended shall first be read as it stands, the words proposed to be struck out, and those to be inserted, and finally the paragraph as it would stand if so amended.

*Rule 16. Reconsideration.* A motion may be reconsidered at any time during the same meeting, or at the first meeting held thereafter. A motion for a reconsideration being once made, and decided in the negative, shall not be renewed before the next meeting.

*Rule 17.* A motion to reconsider must be made and seconded by members who voted in the majority, or by those who were absent and did not vote upon the question to be reconsidered.

*Rule 18.* No question shall be reconsidered more than once, nor shall a vote to reconsider be reconsidered.

*Rule 19.* The foregoing rules may be suspended for a certain meeting, or a certain purpose only, by the unanimous vote of the Council.

*Rule 20.* Upon questions arising, not covered by the foregoing, Roberts Rules of Order shall govern.

Passed the 16th day of March, 1925.

Signed and approved by me this 17th day of March, 1925.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.



## ORDINANCE NO. 357

## AN ORDINANCE DEFINING THE POWERS AND DUTIES OF THE MAYOR.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The Mayor shall have such powers and perform such duties as are now, or may hereafter, be conferred or directed by the statutes of the State.

SECTION 2. He shall also perform such other duties, compatible with the nature of his office, as may herein or hereafter be required by ordinance or resolution of the Council.

SECTION 3. He shall be a conservator of the peace, and, within the limits of the city shall have all the powers conferred by state laws upon sheriffs to suppress disorders. He shall be the chief executive officer of the city and it shall be his duty to enforce all regulations and ordinances. He may, upon review, arrest anyone guilty of a violation of an ordinance or of any crime under the laws of the state, and shall upon information, supported by affidavit, issue a warrant for the arrest of any person charged with violating any ordinance of the city.

SECTION 4. He shall supervise the conduct of all corporate officers, examine into any ground of complaint made against them, and cause all neglect or violation of duty to be corrected, or report the same to the proper tribunal, that they may be dealt with as provided by law.

SECTION 5. He shall be the presiding officer of the Council with the right to vote in case of a tie.

SECTION 6. He shall at the first regular meeting of the newly elected council in April and at such other times as he shall deem expedient, report to it concerning the municipal affairs of the city and recommend such measures as to him may seem advisable.

SECTION 7. He shall sign every ordinance or resolution passed by the council before the same shall be in force. If he refuses to sign any such ordinance or resolution, he shall call a meeting of the council within fourteen days thereafter and return the same with his reasons therefor. If he fails to call such meeting within the time fixed above, or fails to return the ordinance or resolution with his reasons as herein re-



quired, such ordinance or resolution shall become operative without such signature.

SECTION 8. He shall sign in behalf of the city all contracts between the city and any other party, in all cases where the contracts are authorized or directed by the Council.

SECTION 9. He shall keep an office in the City Hall in the rooms now set aside for the use of the mayor. He shall have certain designated hours of times for the holding of police court and for the transaction of business pertaining to his office.

SECTION 10. He shall have exclusive jurisdiction of all actions or prosecutions for the violation of city ordinances, and shall have in criminal matters the jurisdiction of a justice of the peace coextensive with the county; and in civil cases the jurisdiction within the city that a justice of the peace has within the township.

SECTION 11. In case of prosecutions under the ordinances of the city, should the mayor be absent or unable to act, the nearest justice of the peace shall have the jurisdiction of the mayor and shall receive the statutory fees to be paid by the city or county, as the case may be.

SECTION 12. When an information is filed before the mayor for the violation of an ordinance of the city, he may, upon his own motion only, at any time before trial, transfer the case for further proceedings to any justice of the peace of the city, who shall have jurisdiction thereof to the same extent and with the same power as the mayor. The fees taxable after the transfer of the case fixed by ordinance shall be paid by the city to such justice.

SECTION 13. The mayor shall appoint a marshal and such other police officers as may be authorized by ordinance or resolution. He may also, in emergencies, appoint such special policemen as he may think proper, reporting such appointments to the council at its next regular meeting. Such special appointments shall continue in force until such meeting, unless sooner terminated by the mayor.

SECTION 14. He shall receive such salary, payable semi-monthly, as is now, or may be hereafter, at the beginning of his term, established by ordinance.

SECTION 15. All fees and costs coming into his hands as mayor, for prosecutions or actions under the ordinances of the



city, shall be paid over to the city treasurer. Fees received for acting as magistrate in state cases, or as justice of the peace in civil cases, may be retained by him.

SECTION 16. He shall, once a month, make a report in writing to the council as to the amount of fines received and collected for prosecutions under the ordinances of the city; the fees, costs, and bail forfeited thereunder, if any, with receipts showing that the same has been paid over to the city treasurer, which reports and receipts shall be filed in the office of the city clerk.

Passed the 16th day of March, 1925.

Signed and Approved by me this 17th day of March, 1925.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.

## ORDINANCE NO. 412

### AN ORDINANCE DEFINING THE POWERS AND DUTIES OF THE CITY AUDITOR AND CLERK.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. It shall be the duty of the City Auditor and Clerk to attend all meetings of the City Council, make an accurate record of all proceedings had, rules and ordinances adopted by the City Council, and the same shall at all times be open to the public.

SECTION 2. Whenever an ordinance is passed the City Clerk shall record the same in the ordinance book, and when the Mayor shall have compared the same with the original and signed the same, the City Clerk shall attest the same, and if such ordinance is published in a newspaper, he shall append his signature thereto and certify when such ordinance was passed, and when and in what newspaper it was published.

SECTION 3. He shall have the custody of and safely keep all records, documents, ordinances, resolutions, by-laws and orders of the City Council, and all other papers delivered to him for safe keeping by the City authorities or officers.

SECTION 4. He shall furnish free to any city officer a copy of any record, paper or public document made or filed in



his office, when the same shall be necessary to said officer in the discharge of his duty; and he shall furnish a copy to any person, when requested, upon payment of ten (10c) cents for every hundred words of the record, paper or document so transcribed, and of twenty-five (25c) cents additional if a certificate be required thereto, upon payment by such person to said Clerk.

SECTION 5. The City Auditor and Clerk, upon the approval by the Finance Committee and by order of the City Council, shall draw and sign all warrants on the City Treasurer, and affix his seal thereto, stating in said warrant on what fund it is drawn and at what meeting allowed by the City Council. He shall keep a book containing a record of all warrants issued by him, which said book shall show the date, number, amount and to whom payable and on what fund, and also a distribution account of all items, as required by the State Auditor's office.

SECTION 6. He shall supply the City Treasurer with a statement of all warrants issued after each meeting, giving the numbers and amounts of each.

SECTION 7. He shall, on the first Monday of each month, furnish the City Council a sworn and complete statement of all warrants and the amounts thereof during the preceding month, which list shall state on whose account, and the object and purpose, for which each warrant was drawn.

SECTION 8. He shall keep an accurate record of all licenses issued by him, which record shall show the name of the individual, partnership or corporation to whom such license was issued, and the fee collected by him therefor in each instance.

SECTION 9. He shall countersign all deeds from the City and attach his seal of office thereto.

SECTION 10. He shall keep a thorough system of accounts with each officer or person having transactions with the City, and with each fund appropriated, and at the end of each fiscal year he shall submit to the City Council a copy of his annual report filed with the Auditor of State, as required by the laws of the State of Iowa.

SECTION 11. He shall perform such duties in connection with the holding of City or Ward elections, and registration therefor, as are prescribed by the laws of the State of Iowa.



SECTION 12. He shall receive all money due the City and credit the same to the proper fund upon his records, and deposit the money received with the City Treasurer on or before the 15th day of each month.

SECTION 13. He shall keep the Consumers' Ledgers of the Electric Department and Water Department and record and bill out the consumption of light and water as shown on the meter readers' books; said bills to be figured upon the rates adopted by the City Council and under the rules thereof.

SECTION 14. He shall receive all payments made by the consumers of light and water, as provided by the rules adopted by the City Council and deposit the monthly receipts with the City Treasurer.

SECTION 15. He shall keep all cemetery records of the Ames Municipal cemetery, as provided by the Cemetery Ordinance relating thereto.

SECTION 16. He shall act as Secretary of the Zoning Board of Adjustment and keep the records thereof.

SECTION 17. He shall be the Secretary of the Mary Greeley Memorial Hospital and keep a record of all money received and deposit the same with the Treasurer of the Hospital Board or in the bank designated by him, and he shall draw all warrants to be paid by the Hospital, when properly audited and approved by the Finance Committee of said Hospital, and make an annual report thereof.

SECTION 18. He shall draw all resolutions of procedure for street improvements, sewer, paving, sidewalks, etc., which are to be specially assessed, and also to make up the special assessment certificates for the same; and upon order of the City Council, after the completion of the work for which special assessment certificates are issued, he shall deliver the same to the contractor and take his receipt therefor. He shall file a record with the County Auditor for taxation, as provided by law.

SECTION 19. He shall keep a book to be called "Special Tax Book" in which he shall enter a memorandum showing all amounts assessed and liens against all lots and parts of lots, or parcels of ground, on account of labor done and material furnished in the building of sidewalks, sewers, or any other public improvement made by the authority of the City Council, the cost of which has been assessed against such lot or parcel of



ground or the owners thereof, and such book shall at all times be subject to the inspection of any person. Such book shall contain a description of the property, the date and the amount of the assessment, the owner's name, if known, and such other memoranda as may be proper.

SECTION 20. He shall have power and authority to employ such assistants in his office as are necessary and to discharge summarily, without cause, any assistant or employee whom he has authority to employ.

SECTION 21. He shall perform other duties as may from time to time be required of him by any of the ordinances of the city.

SECTION 22. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed.

SECTION 23. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 24th day of March, 1930.

Signed and Approved the 24th day of March, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.



## ORDINANCE NO. 413

## AN ORDINANCE DEFINING THE POWERS AND DUTIES OF THE CITY TREASURER.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The City Treasurer shall receive all money payable to the City and disburse the same only on warrants drawn by order of the City Council, signed by the City Auditor and Clerk, and sealed with the City Seal, and he shall give a receipt for all sums received by him, specifying the date, amount and upon what account paid.

SECTION 2. He shall keep a full and accurate account of all moneys and securities received by him on behalf of the City, and shall deliver a duplicate of the same to the City Clerk, keeping the amount of each fund separate, and specifying when, from whom, and upon what account received; and he shall also keep in like manner a true account of all disbursements of money or property paid by him, specifying when, to whom, from what fund and on what account.

SECTION 3. He shall keep a book containing a record of all city warrants presented to him for payment, which shall be arranged in rule column, and this shall show the following particulars in relation to every such warrant issued and reported to him by the city clerk, to-wit: The day of presentation, by whom presented, to whom payable, number, date, amount, whether paid or not; if paid, to whom paid; the amount of principal and interest, and any other remarks that may be proper, and whenever any warrant is paid he shall take a receipt upon the back of the warrant for the amount of interest paid upon such warrant, when any interest is due and paid, and he shall stamp or write legibly upon the face of each, the word "paid," with the date of payment and shall file and preserve such warrant until destroyed by the City Council, and shall report monthly to the City Clerk showing the warrants paid and the amount of principal and interest paid, if any.

SECTION 4. He shall draw from the County Treasurer all funds belonging to the City, giving duplicate receipts therefor, one of which shall be delivered to the City Clerk and filed in his office.

SECTION 5. He shall make monthly reports to the City Council or more often if required, giving a full and detailed



statement under oath of all the receipts and expenditures during the preceding month, the amount of warrants paid, also the state of the treasury; and at the last regular meeting of the City Council at the close of each fiscal year, he shall make a report for the whole of the year's proceedings, as required in his monthly reports, and settle with the Council in full, and enter the details of such settlement in his books; and at the expiration of his term of office he shall deliver all official papers and books, all moneys and property belonging to the city to his successor. He shall issue a call for outstanding warrants at any time he may have funds on hand for the payment thereof.

SECTION 6. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed.

SECTION 7. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 4th day of April, 1930.

Signed and Approved the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.

## ORDINANCE NO. 415

### AN ORDINANCE DEFINING THE POWERS AND DUTIES OF THE CITY SOLICITOR.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The City Solicitor shall give his legal opinion upon questions of law arising out of any ordinances, suit, claim or demand for or against the City, and shall give such opinion in writing when requested so to do by the Mayor or City Council, which opinion shall be filed and preserved among the records of the City Clerk.

SECTION 2. He shall act as legal advisor of all City Officers, so far as their official duties are concerned, when requested to do so by said officers.



SECTION 3. He shall report to the City Council any defects that he may discover in any ordinance, and examine all ordinances, and shall draw such ordinances as he may be requested by the City Council or the Ordinance Committee thereof.

SECTION 4. He shall, when directed to do so by the City Council, draw all contracts between the City and other parties; prosecute and defend all suits or other matters in which the City shall be a party, including violations of city ordinances, take appeals in such cases as the interest of the City requires, and prosecute or defend the City's interest in all the courts of the State and of the United States, all subject however, to the direction of the City Council.

SECTION 5. He is authorized to sign the name of the City to bonds and papers of whatever kind necessary in legal proceedings for the prosecution of any suit in court when directed to do so by the City Council.

SECTION 6. Other counsel may be employed in any case at the discretion of the City Council.

SECTION 7. He shall transmit to his successor a docket of all cases wherein the City is a party, and all books, papers, and documents in his possession belonging to the City.

SECTION 8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 4th day of April, 1930.

Signed and Approved the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.



## ORDINANCE NO. 329

## AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE CITY SOLICITOR.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The City Solicitor shall receive a salary of One Hundred Dollars per month as full compensation for all trials in the Mayor's court, that he is requested to attend; for attendance at the meetings of the City Council; for all opinions rendered the Council, the Mayor and other officers of the city; for the drawing of contracts to which the city is a party; the preparation of ordinances and resolutions, and all other legal business of the city, except as hereinafter provided.

SECTION 2. He shall have an office in the City Hall, and such office shall be the two rooms now occupied by the present solicitor.

SECTION 3. For all cases in the District, Supreme and Federal courts, he shall receive a reasonable fee for his services, which fee shall be passed upon and allowed by the City Council and paid as other claims.

SECTION 4. If at any time the Council shall order a general revision of the ordinances of the City he shall receive such extra compensation as the Council may deem right and proper.

SECTION 5. He shall be reimbursed for all money necessarily expended and actually paid out in attending to his official business, which expenses, after a full report as to the amount claimed, and for what purpose, shall be passed upon by the Council and paid as other claims.

SECTION 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. This ordinance shall take effect and be in full force after its passage and publication as provided by law.

Passed April 3, 1922.

T. L. Rice, Mayor

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 380

## AN ORDINANCE CREATING THE OFFICE OF CITY MANAGER AND FIXING AND PRESCRIBING THE POWERS AND DUTIES THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That, by virtue of the authority conferred by Chapter 327 of the Code of 1924, the office of City Manager is hereby created.

SECTION 2 While this ordinance remains in effect the offices of Street Commissioner, City Engineer, and Superintendent of the Light and Water utilities shall be discontinued.

SECTION 3. The City Manager shall be appointed by a majority vote of the City Council at a regular meeting thereof. He shall hold his office during the pleasure of the Council, and shall be subject to removal by a majority vote of the same.

SECTION 4. The duties and powers of the City Manager shall be as follows:

(1) He shall manage and have full control of the Electric Light and Power plant, its lines, poles and distribution system.

(2) He shall manage and control the Water Works system.

(3) He shall have charge of the streets, avenues, alleys and sidewalks of the City, and of their care, repair and maintenance.

(4) He shall prepare, or cause to be prepared, all plans, specifications and plats necessary for the public improvements, see that all contracts in reference thereto are properly performed, and perform all other duties ordinarily attended to by a City Engineer.

(5) He shall have charge of the making and preservation of all surveys, maps, plans, drawings, specifications and estimates for public improvements; the cleaning, sprinkling, and lighting of the streets, alleys and public places; the collection and disposal of waste and garbage, and the preservation of the tools, appliances and personal property of the City, under his jurisdiction.

(6) He shall have charge of the sewers, drains and disposal plant.



(7) He shall have charge of the cemetery, with the exception of the sale of lots therein, and of the burial records, which are in the hands of the City Clerk.

(8) He shall have the charge of the buildings and real estate of the City, and be the custodian thereof, with the exception of the library and hospital grounds, and the parks under the jurisdiction of the Park Board.

(9) He shall have full charge and control of the fire department and shall appoint and employ the members thereof, subject to any rules of the Civil Service which may be in effect.

(10) He shall have such control and supervision of the police department as the Mayor may at any time delegate.

(11) He shall have power and authority to employ such assistants as he may deem necessary and to fix the compensation to be paid such employees.

(12) He shall have power to discharge summarily and without cause any officer, appointee or employee, which he has authority to appoint or employ.

(13) He shall have power to purchase and contract for fuel and supplies for the public utilities, and for all other material and supplies necessary for the performance of the duties herein set forth.

(14) He shall, from time to time, recommend to the Council such measures as he may deem necessary for the better government of the City.

(15) He shall be the enforcing officer under the zoning ordinance, of the fire limits ordinance and of any building code or ordinance that may be adopted.

(16) He shall enforce the obligations of privately owned utilities which are enforceable by the City.

(17) He shall attend all meetings of the Council.

(18) He shall perform such other and further duties as may at any time be designated by resolution, or by other ordinances.

SECTION 5. He shall keep a full and complete record of all transactions and a record of the persons employed and of the compensation paid them. At the end of each fiscal year, and at such other times as the Council may call therefor, he shall make a complete report of all matters under his control.



SECTION 6. He shall at the beginning of each fiscal year prepare and submit to the Council an annual budget on the basis of estimates of the expenses of the various departments of the City under his control.

SECTION 7. He shall receive a salary to be fixed by the Council at the time of his employment or at the commencement of the biennial term, which salary shall be paid bi-monthly, partly from the general or budget fund, and partly from the receipts of the electric light and power and water funds, in such proportions as may be designated or determined by the Council. This said salary may be increased or diminished from time to time by agreement between the said officer and the City Council.

SECTION 8. Ordinance No. 319 and all ordinances or parts thereof in conflict herewith are by this repealed.

SECTION 9. This ordinance shall be in full force and effect on its publication, as provided by statute.

Passed on the 11th day of July, 1927.

Signed and approved by me this 11th day of July, 1927.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 414

## AN ORDINANCE DEFINING THE POWERS AND DUTIES OF THE CITY MARSHAL.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The City Marshal shall be the ex officio Chief of Police, shall have the supervision and general direction of the Police Force and shall be the ministerial officer of the municipality.

SECTION 2. It shall be the duty of the City Marshal and the members of the Police Force to arrest any person violating the ordinances of the City or a criminal law of the State, within the City, also to diligently inquire into and report to the Mayor all violations of the City ordinances or a criminal law of the State, within the City, and to prosecute all persons guilty thereof.

SECTION 3. He, and the members of the Police Force, shall arrest and take into custody, without warrant or process, any person who may be found in any street, alley, market, or other public place, in a state of intoxication or fighting, quarrelling, threatening, pilfering, robbing or doing any act in violation of any ordinances of the City, and bring such person before the Mayor to be dealt with according to law.

SECTION 4. He, and the members of the Police Force, shall cause to be abated or removed, as provided by the laws of the State and the ordinances of the City, any nuisance found within the City limits, to execute all processes or orders issued to him by the Mayor or other competent authority and make due return thereof according to law.

SECTION 5. He shall keep an accurate account, in a book provided by the City for that purpose, of all moneys which may by virtue of his office come into his hands from whatsoever source, stating from whom received, on what account the same was paid, and he shall pay over the same monthly to the City Treasurer.

SECTION 6. He shall make an annual report of the doings of his office to the City Council for their action, and in addition thereto shall make a report whenever requested to do so by the City Council.



SECTION 7. He shall be on duty during such hours as the Mayor may from time to time designate, and shall be subject to call at all other hours, and shall attend the Mayor's court when in session; preserve order therein, and execute processes and orders of the same and perform all other duties as are or may hereafter be prescribed by ordinance.

SECTION 8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 4th day of April, 1930.

Signed and Approved the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.

## ORDINANCE NO. 423

### AN ORDINANCE FIXING THE AMOUNT OF THE BONDS OF CERTAIN CITY OFFICERS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That the officers of the City of Ames, Iowa, herein named, before entering upon the discharge of their respective duties shall, in addition to the oath or affirmation required by law, execute a bond to said City with a fidelity or indemnity company authorized by law to do business in this State to be approved by the City Council, conditioned for the faithful performance of their duties and that they will account for and pay over to the person entitled to receive the same all money or property belonging to said City which may in any manner come into their hands, in the following sums, respectively:

Mayor .....	\$1,000.00
City Manager .....	5,000.00
Treasurer .....	2,000.00
City Clerk .....	5,000.00
City Solicitor .....	1,000.00
City Marshal .....	1,000.00



SECTION 2. Each of the above bonds shall be filed in the Clerk's office, except that of the City Clerk, which shall be filed with the Mayor.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall be in full force and effect after its passage and publication as provided by law.

Passed the 22nd day of September, 1930.

Signed and approved the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

## ORDINANCE NO. 356

### AN ORDINANCE ESTABLISHING AN OFFICIAL SEAL FOR THE CITY AND ONE FOR THE MAYOR AND CLERK.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The Seal of the City of Ames shall have in its center the words "Ames, Iowa" and around the margin the words "City Seal" and such seal is hereby declared to be the official seal of the city.

SECTION 2. The seal of the mayor as heretofore used is hereby adopted, and is described as follows, a disc having around its margin "Mayor of Ames, Iowa" and within a circle on the face thereof the word "Seal."

SECTION 3. The seal of the City Clerk, as heretofore used, is hereby adopted, and is described as follows: A disc, having around its margin the words "City Clerk Ames" and "Iowa" and within a circle on the face thereof the word "Seal."

Passed the 16th day of March, 1925.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 201

AN ORDINANCE PROVIDING FOR THE ORGANIZATION  
OF A BOARD OF HEALTH FOR THE CITY OF AMES,  
IOWA, AND DEFINING POWERS, ETC.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That the Mayor and City Council of the City of Ames shall be and are hereby constituted a Board of Health in and for said City and shall be known as the "Board of Health of the City of Ames, Iowa," and the jurisdiction limits and authority of said Board shall be coextensive with the jurisdictional limits and boundaries of said City, the Iowa State College farm and grounds being included within said limits.

SECTION 2. That within the limits of said City said Board may make such rules and regulations respecting nuisances, sources of filth and cause of sickness as to them may appear necessary and reasonable, and may also resort to such measures and exercise the power requisite for the abatement of nuisances, the removal of filth and for the protection and preservation of the health of the inhabitants of said City, as are provided for by the laws of the State of Iowa and the Rules and Regulations of the State Board of Health.

SECTION 3. That the Mayor, or in his absence any member of the Board of Health selected for that purpose, shall preside at the meetings of the Board of Health, a majority of whom shall constitute a quorum for the transaction of business, and all the proceedings of said Board shall be carried on as nearly as practical in accordance with the rules and order of business as govern the Council of said City. The City Clerk shall be secretary of the Board, the City Marshal shall perform such duties as may be required of him by the Board or executive officer of the same.

SECTION 4. The Board of Health may allow such compensation as shall appear just and reasonable for special services or expenses of committeemen in the discharge of their duties as such, as also for services of employing medical attendance and consulting physicians.

SECTION 5. That the Board of Health may define nuisances and order the abatement thereof, and shall have concurrent jurisdiction and authority with the City Council to provide penalty for violations of the same.



## SECTION 6. Nuisances:

1st. No privy vault, cesspool or reservoir into which a privy, water closet, stable or sink is drained, except it be water tight, shall be established or permitted within one hundred feet of any well, spring or other source of water used for drinking or culinary purposes.

2nd. All privy vaults, reservoirs or cesspools named in Rule 1 must be cleaned out at least once each year, and from the first day of May to the first day of November of each year shall be thoroughly disinfected by adding to the contents thereof twice each month two pounds of copperas dissolved in a pail of water, or the contents be thickly covered with fresh lime, or other approved disinfectant.

3rd. No privy vault or cesspool, water closet, stable or sink shall open or drain into any stream or ditch or into any drain except the sanitary sewers.

4th. All cellars and outbuildings must be cleaned and ventilated before the first day of May in each year.

5th. Between the first day of May and the first day of November no hogs shall be kept within the City, except in pens with dry floors or pens free from all filth and standing water; nor shall hogs be kept at any time in any pen or building within two hundred feet of a dwelling house occupied by a family other than the family of the owner of such hogs, except by the consent of the head of such family, and the owner of such dwelling house.

6th. All cattle yards, barns and stables must be kept clean and free from all filth and offensive odors.

7th. No dead, putrid or decaying carcasses, flesh, fish or vegetables, deposits of manure, entrails or other unwholesome substances or filth of any kind shall be kept or permitted to remain on any premises or be thrown into any stream or on any lot, street, alley or public ground.

8th. No slopes, filthy, offensive or stagnant water or other substances which are offensive or dangerous to the public health, shall be thrown or permitted to remain on any premises or the streets or alleys adjacent thereto, or be conducted or thrown on any vacant lot or any street, alley or public ground.

9th. No slaughter house or yard shall be built or used as a slaughter house or yard within the City.

10th. Every person, firm or corporation, or agent or em-



ployee thereof who shall sell milk or cream from a wagon, depot or store, or sell or deliver milk or cream to a hotel, restaurant, boarding house, public place or private residences in this City shall furnish satisfactory evidence that said milk or cream is taken from cows that are free from tuberculosis.

11th. When Asiatic Cholera, smallpox, diphtheria, scarlet fever (scarlatina, scarlet rash), Typhoid fever, leprosy, membranous croup, measles or any other contagious disease exists in any house or dwelling place of a dealer in or seller of milk he shall discontinue and cease to give, sell or distribute milk to any person or to creameries until a permit is granted therefor by the Mayor, and no person who attends cows and does the milking or who has care of milk vessels or the sale or distribution of milk shall be permitted to enter any premises or place wherein exists any of the diseases named herein, nor have communication direct or indirect with any person who resides in or is an occupant of such infected place.

12th. The flesh of pregnant animals must not be sold nor used for human food after the seventh month of pregnancy for cows and the tenth week for sows. Nor shall the flesh of animals affected with contagious disease or other disease be sold or used for human food.

SECTION 7. It shall be the duty of every Police Officer who has any knowledge of or has any good reason to believe that any of the provisions of this ordinance are being violated, to make report of the same to the Mayor or Health Officer of the Local Board.

SECTION 8. Any citizen who has reason to believe that any of the provisions of this ordinance is being violated may file an information under oath, and it shall be the duty of the City Attorney to prosecute the same before the proper court.

SECTION 9. If any person by himself, or by his agent or employee, shall wilfully violate any of the provisions of this ordinance, he shall be fined not less than \$1.00 nor more than \$100.00, or be imprisoned not less than three days nor more than thirty days.

SECTION 10. All ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed. This ordinance shall take effect and be in full force on and after its publication in the Revised Ordinances.

Passed the 25th day of March, 1909.

Galen Tilden, Mayor.

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 140

AN ORDINANCE RELATING TO THE ESTABLISHMENT  
OF A FREE PUBLIC LIBRARY.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That there be established and maintained in the City of Ames, Iowa, by the City a free Public Library, the same to be established and maintained in conformity with the provisions of the laws of Iowa relating to free public libraries in cities and towns.

SECTION 2. That said City does hereby accept the proposed gift and donation of Andrew Carnegie of the sum of \$10,000.00 to be used in the erection of a building for such library, and that said City does hereby agree and pledge itself to hereafter annually raise, appropriate and expend at least the sum of \$1,000.00 for the support and maintenance of said library.

SECTION 3. That this ordinance shall be published as required by law and shall be in full force and effect from and after such publication.

Passed the 16th day of April, 1903.

Parley Sheldon, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 276

AN ORDINANCE ESTABLISHING THE NUMBER OF  
LIBRARY TRUSTEES.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That the Board of Trustees of the Ames Public Library shall consist of nine members.

SECTION 2. This ordinance shall take effect and be in force and effect after its publication according to law.

Passed the 19th day of July, 1915.

Parley Sheldon, Mayor.

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 302

## AN ORDINANCE CREATING THE BOARD OF HOSPITAL TRUSTEES AND DEFINING THEIR DUTIES.

Whereas, pursuant to the donation and gift of the Mary Greeley Memorial Hospital by Wallace M. Greeley to the city of Ames, Iowa, a hospital board was appointed by him to serve during his life time, and after such time to be managed as thought best by the Mayor and City Council; and

Whereas, Wallace M. Greeley being now deceased, it becomes the duty of the City to create a Board of Hospital Trustees, and define their duties and power, therefore:

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. Board Created.—That the Board of Trustees of the Mary Greeley Memorial Hospital shall consist of six members and a secretary, who shall be the City Clerk; the members of the Board of Trustees shall be appointed by the mayor, and his appointment to be confirmed by a majority vote of the City Council. The term of office of the Board of Trustees shall be six years, two to be appointed each even-numbered year, but at the first appointment six shall be appointed and hold their office respectively for two, four and six years as appointed by the mayor.

SECTION 2. Organization, Officers, Power.—Such Trustees shall, within ten days after their appointment, qualify by taking the oath of office and organize as a Hospital Board by the election of one of their number as president and one member as treasurer and such other officers as they shall determine. The City Clerk shall be the secretary of the Board. The Treasurer of the Board of Hospital Trustees shall give a bond in the sum of \$10,000.00, the penalty of which may be increased by the Board. The Treasurer shall receive from the city treasurer the amount of the tax levy made by the City Council for the support of the hospital, and also all moneys due from the operation of the hospital, and pay out all money under the control of the said Board as ordered by it, but shall receive no compensation for his services. The trustees, secretary, or treasurer may receive reimbursement for personal expenses incurred as such officer, but an itemized statement of all such expenses shall be made under oath, filed with the secretary and allowed only by the affirmative vote of the Board. Such Board of Trustees shall be vested with authority to provide for the management, control, and government of the city hospital, and shall provide



all needed rules and regulations for the conduct thereof. In the management of said hospital no discrimination shall be against practitioners of any school of medicine recognized by the laws of the State of Iowa.

SECTION 3. This ordinance shall be published as required by law, and be in force from and after publication.

Passed the 18th day of February, 1918.

Geo. E. Baker, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 365

AN ORDINANCE ESTABLISHING A PARK COMMISSION; PROVIDING FOR APPOINTMENT AND ELECTION OF ITS MEMBERS; PROVIDING FOR ITS SUBMISSION TO THE VOTERS AT THE GENERAL ELECTION, TO BE HELD MARCH 29th, 1926.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That there is hereby created and established in and for the City of Ames, Iowa, a Park Commission, to be composed of three members.

SECTION 2. That the said Commission shall have all the powers which are now conferred by Chapter two hundred ninety-three (293) of the Code of Iowa, 1924, and such other and additional powers as may at any time hereafter be given by the General Assembly of the State of Iowa.

SECTION 3. That the said Commissioners upon their appointment shall qualify and organize as required by Section 5789 of said Code, and shall be governed in all their doings by the provisions of said chapter and any additions or amendments thereto, which may hereafter be made.

SECTION 4. This ordinance shall be submitted to the voters of the City at the general city election to be held March 29th, 1926, and, if approved by a majority of the votes cast, shall thereafter on its publication be in full force and effect.

SECTION 5. If, at the said election, this ordinance shall be approved by a majority of the votes cast, the City Council shall



appoint the three members of the said Commission, who shall hold office until their successors are elected at the regular city election of March, 1928, and have qualified thereunder.

SECTION 6. That if this ordinance shall be approved, as hereinbefore provided, then at the general city election to be held in March, 1928, three park commissioners shall be elected, one to serve for two years, one for four years, and one for six years, the respective terms to be decided by lot.

SECTION 7. At the general city election to be held in March, 1930, and at each general city election thereafter, one park commissioner shall be elected for the term of six years.

SECTION 8. All ordinances, or parts thereof, in conflict herewith are by this ordinance repealed.

Passed the 1st day of March, 1926.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 422

AN ORDINANCE REGULATING SIZE OF BUILDINGS AND OTHER STRUCTURES; THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES; THE DENSITY OF POPULATION; THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCE OR OTHER PURPOSES; ESTABLISHING THE BOUNDARIES OF DISTRICTS DEEMED BEST SUITED TO CARRY OUT THE PURPOSE OF THIS ORDINANCE; REQUIRING THE ISSUANCE OF BUILDING PERMITS BEFORE THE ERECTION, CONSTRUCTION, RECONSTRUCTION, CONVERSION, ALTERATION, ENLARGEMENT, EXTENSION, RAISING OR MOVING OF ANY BUILDING OR STRUCTURE; AND PROVIDING PENALTIES FOR THE VIOLATION OF THE SAME.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. *Short Title.* This ordinance shall be known and may be cited and referred to as the "Zoning Ordinance" to the same effect as if the full title were stated.



**SECTION 2. Definitions.** For the purpose of interpreting this ordinance, certain words, terms and expressions are herein defined. Words used in the present tense include the future; the singular number includes the plural and the plural includes the singular; the word "building" includes the word "structure" and the word "shall" is always mandatory.

**ALLEY:** A public thoroughfare not more than twenty-five (25) feet in width.

**ALTERATION, STRUCTURAL:** Any change in the supporting members of a building, such as bearing walls, partitions, columns, beams, or girders.

**APARTMENT HOUSE:** A building arranged, intended or designed to be occupied only as a residence by three (3) or more families living independently of each other.

**BOARDING OR LODGING HOUSE:** A building, other than a hotel, fraternity house or sorority house, where meals are regularly served or lodging furnished for compensation to more than seven persons not members of the family there residing.

**BUILDING:** A structure having a roof supported by columns or walls for the shelter, support or enclosure of persons, animals or chattels, when separated by division walls from the ground up without openings, each portion of such structures shall be deemed a separate building.

**BUILDING, ACCESSORY:** Any building which is not attached to or a part of a principal building.

**BUILDING LINE:** A line through the block frontage parallel to the street line which establishes the minimum distance which a building wall may be from the street line.

**BUILDING WALL:** The wall of the principal building forming a part of the main structure. The foundation walls of unenclosed porches, or piazzas, steps, walks and retaining wall or similar structures shall not be considered as building walls under the provisions of this ordinance.

**COURT, INNER:** An open unoccupied space surrounded on all sides by walls of a building, or by walls and a side lot line.

**COURT, OUTER:** A required open and unoccupied space adjacent to and on the same lot with the building extending to and opening upon a street, place, alley or yard, however, in the erection, construction or alteration of residences in Class "A" and "B" Districts an outer court shall be restricted to a space adjacent to and on the same lot with the building extending to



and opening upon a street, not less than seventeen (17) feet in width and which shall be approved by the City Council before a permit shall be issued for the erection, construction or alteration of a residence or dwelling house fronting on such outer court.

**CURB LEVEL:** The mean level of the curb or the established curb grade in front of the lot or building. Where no curb level has been established the city engineer shall establish such curb level or its equivalent for the purpose of this ordinance.

**DWELLING, SINGLE-FAMILY:** A detached building that is arranged, intended or designed to be occupied as the residence of one (1) family.

**DWELLING, TWO-FAMILY:** A detached or semi-detached building that is arranged, intended or designed to be occupied as the residence of two (2) families living independently of each other.

**FAMILY:** A group of individuals living and cooking together on the premises as one (1) housekeeping unit, but it shall not include a group of more than seven (7) individuals not related by blood or marriage.

**FRATERNITY OR SORORITY HOUSE:** A building, other than a hotel, that is arranged, intended or designed to be occupied as a residence for a club of more than seven members.

**GARAGE, PRIVATE:** A building or portion of a building in which one (1) or more motor vehicles are housed, but in which no business, service or industry connected with motor vehicles is carried on other than such leasing of space as is permitted under the provisions of Section 11 of this ordinance.

**GARAGE, PUBLIC:** A building or portion of a building in which motor vehicles are housed or repaired for compensation.

**GASOLINE STATION:** A building or portion of a building used chiefly, in connection with tanks, pumps and other appliances, for supplying motor vehicles with gasoline, oil, compressed air, water and similar supplies, but not for the purpose of making repairs.

**HEIGHT OF BUILDING:** The vertical distance from the curb level to the level of the highest point of the roof adjacent to the street wall in the case of a flat roof, to the deck line of a mansard roof, and to the mean height between the eaves and the ridge for gable, hip and gambrel roofs. Where a building



is set back from the street line, its height may be measured from the average elevation of the finished grade of the front yard, provided that the building is at least as far distant from the street line as such grade is above the curb level.

**LOT:** A parcel or plot of land under one (1) ownership and occupied or to be occupied by one (1) principal building, together with any permitted accessory building or uses, and also including such open spaces as are required by this ordinance or are arranged or destined to be used in connection with such building, and abutting on one (1) or more streets or on an officially approved place. A lot may or may not be the land shown as a lot on the plat filed in the office of the county recorder.

**LOT, CORNER:** A lot fronting on two intersecting streets which forms an interior angle of one hundred and twenty ( $120^{\circ}$ ) degrees or less; or a lot located on a bend in a street where the interior angle so formed is one hundred and twenty ( $120^{\circ}$ ) degrees or less; or a lot on a curve in a street or on a curve at the intersection of two streets, where two (2) lines, each tangent to the street line at the intersection, form an interior angle of one hundred and twenty ( $120^{\circ}$ ) degrees or less.

**LOT DEPTH:** The distance from the front lot line to the rear lot line. In the case of a lot of irregular shape, the mean depth shall be the lot depth.

**LOT WIDTH:** The distance between the side lot lines. In the case of a lot of irregular shape, the mean width shall be the lot width.

**LOT, INTERIOR:** An interior lot is any lot other than a corner lot.

**LOT, THROUGH:** A lot running through the block from street to street.

**LOT LINE, FRONT:** In the case of an interior lot abutting on only one (1) street, the front lot line is the street line of such street. In the case of any other lot, it may be such street line as is elected by the owner to be the "front lot line" for the purpose of this ordinance. Where any such election is manifestly contrary to the established character or welfare of the neighborhood, the enforcing officer shall thereupon refer the case to the Board of Adjustment, herein established, for a decision, as provided in Section 18 of this ordinance.

**LOT LINE, REAR:** That boundary line which is opposite and most distant from the front line.

**LOT LINE, SIDE:** Any boundary line not a front lot line or a rear lot line.



**NON-CONFORMING BUILDING:** A building that does not comply with the regulations of the district in which it is situated.

**NON-CONFORMING USE:** A use that does not comply with the regulations of the district in which it is situated.

**PLACE:** An open and unoccupied space permanently reserved for the purpose of access to abutting property.

**PORCH:** A roofed structure projecting from the front, side or rear wall of the building. Any porch glassed-in for not more than eight (8) months of any year shall be classed as an unenclosed porch. A porch which is plastered on the interior or one in which artificial heat is provided shall be classed as an enclosed porch.

**PUBLIC NOTICE:** The publication of the time and place of any public hearing not less than fifteen (15) days prior to the date of said hearing in three (3) consecutive issues of at least one (1) newspaper of general circulation in the municipality.

**STORY, ATTIC:** A story or space under a gable, hip or gambrel roof, the finished floor of which is or would be entirely above the level of the wall plates of at least two (2) exterior walls.

**STORY, BASEMENT:** The story next below any first story.

**STORY, FIRST:** The highest story which has its entire floor surface not more than four (4) feet above the curb level or above the average elevation of the finished grade of the front yard.

**STORY, HALF:** A story under a gable, hip, or gambrel roof, the wall plates of which on at least two (2) opposite exterior walls are not more than four (4) feet above the finished floor of such story.

**STREET:** A public thoroughfare more than twenty-five (25) feet in width.

**STREET WALL:** The wall of the building nearest the street under consideration.

**YARD, FRONT:** A required space, open for the whole width of the lot, extending from the front wall of the principal building to the front lot line; this space shall be unoccupied by structures other than bay windows and similar features, one story unenclosed porches or piazzas, steps, walks, retaining



walls, and similar structures. Bay windows and similar features may project not more than three (3) feet into any front yard provided they do not aggregate in width more than one-third (1-3) of the width of the frontage of the building.

**YARD, REAR:** A space unoccupied except by accessory buildings as hereinafter permitted, extending the full width of the lot between the principal building and the rear lot line.

**YARD, SIDE:** An open and unoccupied space between a principal building and a side line of the lot, extending through from the front lot-line or from the front yard to the rear yard or to the rear lot-line.

### SECTION 3. *Districts.*

(a) For the purpose of this ordinance the City of Ames, Iowa, is hereby divided into five (5) classes of districts, as follows:

- "A" Districts—(Residence)
- "B" Districts—(Residence)
- "C" Districts—(Local Business)
- "D" Districts—(Business and Light Industry)
- "E" Districts—(Heavy Industry)

(b) The various districts and their boundaries are hereby established as shown on the Zoning Map which accompanys this ordinance and which, with all its designations, is hereby declared to be a part of this ordinance.

### SECTION 4. *District Boundaries.*

(a) The boundaries of the various districts established by this ordinance are street lines, alley lines, property lines, lot lines, or other lines shown on the Zoning Map. Where boundaries are approximately indicated as property or lot lines, the true locations of such lines shall be taken as the boundary lines. Where the distance to any boundary line from a street line, property line or lot line, is indicated by the Zoning Map, such measurement shall control.

(b) Whenever any uncertainty exists as to the exact location of any boundary line, the location thereof shall be determined by the enforcing officer, provided that any person or persons affected by such decision may appeal to the Board of Adjustment as provided for in Section 18 of this ordinance.

### SECTION 5. *General Regulations.*

(a) Except as hereinafter provided, no building or part



thereof shall be erected, constructed, reconstructed, converted, altered, enlarged, extended, raised, moved or used, and no land shall be used except in conformity with the regulations herein prescribed for the district in which such building or land may be situated.

(b) Unless otherwise specified, no use shall be permitted in any district which is prohibited in any less restricted district and, unless otherwise provided, no use permitted in a more restricted district shall be prohibited in a less restricted district.

(c) Every room in which persons live, sleep, work, or congregate shall be adequately lighted and ventilated by at least one (1) window or other opening giving directly upon a street, place or alley, or upon a yard, court or other open space located on the same lot and conforming to the provisions of this ordinance. Such open spaces as are in addition to those required by this ordinance need not be of the dimensions hereinafter prescribed.

(d) No lot shall hereafter be so reduced in area that any required yard, court or other open space will be smaller than is prescribed in this ordinance for the district in which it is located.

(e) No building in the rear of any principal building on the same lot shall be used for residence purposes, except as hereinafter provided.

(f) The owners of lots included in platted subdivisions of record at the time of the passage of ordinance No. 354 may sub-divide such lot or lots in such manner as to permit the erection of residences fronting on outer courts as defined herein. All buildings so erected, altered or changed on such lots shall comply with the terms of this ordinance in respect to front, side and rear yard requirements.

SECTION 6. *Use Regulations for "A" Districts (Residence).*

Within any "A" District, unless otherwise provided in this ordinance, no building or land shall be used for other than one or more of the following purposes.

(a) Single or double family dwellings. Nothing herein shall prevent the serving of meals to less than seven (7) persons not members of the family there residing or the renting of rooms to less than seven (7) persons, or both, or the renting of room to other families for light housekeeping, provided there be no display of advertising.

(b) Offices or studios of professional persons or space for



home occupations not involving in any case the conduct of a business on the premises, provided that any such activity may only be carried on in the building which is used as the private dwelling of the proprietor, provided further that any such activity shall not occupy more than fifty (50) per cent of the floor area of one (1) story of such building, provided further that not more than one (1) person not a member of the family there residing shall be regularly employed in addition to the proprietor, provided further that there shall be no display of goods and no advertising, other than a small sign not to exceed one (1) square foot in area and carrying only the name and occupation of any occupant of the premises, provided further that the building or premises occupied shall not thus be rendered objectionable or detrimental to the residential character of the neighborhood due to exterior appearance, the emission of odor, gas, smoke, dust, noise, or in any other way, and provided further that any such building shall include no features of design not customary in buildings for residential use.

(c) Churches.

(d) Public Schools.

(e) Public libraries or public museums.

(f) Clubs, lodges, or social or community-center buildings, excepting those a chief function of which is a service or activity conducted or customarily conducted for gain.

(g) Playgrounds or parks.

(h) Farms, truck gardens, orchards, wood lots, horticultural nurseries and greenhouses (unless such greenhouse is operated as a retail business) provided that there be no display of products other than in growth, no advertising and no power plant, and further provided that any greenhouse heating plant shall be at least twenty (20) feet distant from each side lot line, and, in the case of a corner lot, from the rear lot line.

(i) Real estate signs advertising for sale, rental, or lease only the premises, lots or tracts on which they are located. Such signs shall be distant and as far as possible from abutting property and at least twenty-five (25) feet from any street line, or not more than five (5) feet in front of any principal building which is set back less than thirty (30) feet from the street line. The area in square feet of any such sign shall not exceed one-tenth (1-10) of the continuous street frontage in feet of the lot or tract, except that a sign not exceeding eight (8) square feet in area shall be permitted in any case.



(j) Announcement signs or bulletin boards, not exceeding sixteen (16) square feet in area, erected upon the premises of a public charitable or religious institution for its own use, and not more than five (5) feet in front of any building.

(k) Except as otherwise provided, no accessory building shall be less than two (2) feet distant from any alley line or lot-line, except that within fifty (50) feet of any street line such accessory building shall be distant at least six (6) feet from any lot-line that serves on the front portion of a side lot-line to an adjacent property.

(l) Private garages and stables, as specified in Section 11 of this ordinance.

(m) The keeping of pigs, sheep, goats, cattle or other animals, or bees, is prohibited, except on premises containing over one (1) acre, and except within an enclosure distant at least fifty (50) feet from any side lot-line or any street line. Poultry shall not be kept other than within an enclosure; such an enclosure shall be at least ten (10) feet from any side lot-line and at least fifty feet from any street line or residence.

SECTION 7. *Use Regulations for "B" Districts (Residence).* Within any "B" District, unless otherwise provided in this ordinance, no building or land shall be used for other than one or more of the uses herein specified as permissible in "A" Districts, or for other than one or more of the following purposes:

(a) Apartment houses.

(b) Fraternity or sorority houses.

(c) Boarding or lodging houses, provided that there be no conspicuous advertising signs.

(d) Accessory buildings as specified in paragraph "k" of Section 6 of this ordinance.

(e) Private garages and stables as specified in Section 11 of this ordinance.

(f) Municipal, State or Federal buildings.

(g) Hospitals, sanitariums, dispensaries and charitable institutions (except penal or correctional institutions).

SECTION 8. *Use Regulations for "C" Districts (Local Business).*

Within any "C" District no building or land shall be used for other than one or more of the uses herein specified as permissible in "B" Districts, or for a retail store or trade shop



where goods are stored or displayed for sale, or services rendered, and where nothing is fabricated, manufactured, converted or altered except for such retail trade. A portion of any such store or shop may be arranged and used as a dwelling.

SECTION 9. *Use Regulations for "D" Districts (Business and Light Industry).*

Within any "D" District no building or land shall be used for other than one or more of the uses herein specified as permissible in "C" Districts, or for other than one or more of the following purposes:

- (a) Offices.
- (b) Financial Institutions.
- (c) Amusement enterprises, such as dance halls, skating rinks, concert halls and theaters.
- (d) Studios.
- (e) Fire stations and public convenience stations.
- (f) Gasoline stations.
- (g) Freight and Passenger stations and station grounds.
- (h) Bus depots.
- (i) Telephone exchanges.
- (j) Hotels.
- (k) Telegraph offices.
- (l) Restaurants and lunch counters.
- (m) Printing shops.
- (n) Garages or stables as provided in Section 11 of this ordinance.
- (o) Any light manufacturing or light industry which is carried on entirely within buildings, which is not noxious or offensive due to the emission of odors, gas, smoke, dust or noise, which is not a menace to public health and safety, and which will not substantially or permanently injure the appropriate use of neighboring property.
- (p) Fuel and building material or storage yards, from which sales are primarily at retail.
- (q) Billboards or advertising sign-boards not on a building, provided that any such board shall have not less than three (3) feet of clear space between it and the ground surface, and



providing that it shall not at any point be higher than fifteen (15) feet above the ground surface, except that, where the ground surface is below the curb level no such board shall at any point be higher than fifteen (15) feet above the curb level. No such board shall have an unbroken length of more than thirty (30) feet.

SECTION 10. *Use Regulations for "E" Districts (Heavy Industry).*

Within any "E" District no building or land shall be used for other than one or more of the uses herein specified as permissible in "D" Districts, or for other than any trade, industry or purpose which is not noxious or offensive due to the emission or odor, gas, smoke, dust or noise, or which is not a menace to public health or safety.

SECTION 11. *Garage and Stable Use Regulations.*

(a) In any "A" District a private garage is permitted on the same lot with a dwelling, either as a separate building or in a suitable room within or attached to the dwelling, provided that space for not more than three (3) motor vehicles is permitted on one lot. Every such garage shall be at least two (2) feet from each party lot line, or alley line, except that within fifty (50) feet of any street line such garage shall be distant at least six (6) feet from any lot-line that serves as the front portion of a side lot-line to an adjoining property. In any case a private garage may be built or completed across a common lot line by mutual agreement between adjoining property owners. The same regulations as for private garages shall also apply to private stables, except that one (1) horse-drawn vehicle shall be considered the equivalent of one (1) motor vehicle.

(b) In any "B" District or any "C" District private garages or stables are permitted under the regulations prescribed for "A" Districts, except that space for not more than ten (10) motor vehicles may be provided, and except that space for two (2) motor vehicles may be leased to others than residents on the premises.

(c) In any "D" District or any "E" District public garages or stables are permitted. All entrance driveways shall have an unobstructed width of at least ten (10) feet, except that such driveway may be reduced to eight (8) feet in width where not more than five (5) motor or horsedrawn vehicles are stored in the garage or stable.

(d) No public garage for more than five (5) motor vehicles shall have an entrance or exit for motor vehicles within



fifty (50) feet of any "A" District or any "B" District, or within two hundred (200) feet of the entrance or exit of any previously existing public or private school, playground, public library, church, hospital or children's institution.

#### SECTION 12. *Non-Conforming Uses.*

(a) Any lawful use of a building or land existing on the 1st day of June, 1925, even though such use does not conform to the provisions of this ordinance, may be continued, but if any such non-conforming use is discontinued, any future use of said premises shall be in conformity with the provisions of this ordinance.

(b) A non-conforming use shall not be extended, but the extension of a use to any portion of a building that was arranged or designed for such non-conforming use on the 1st day of June, 1925, shall not be deemed an extension of such use.

(c) For the purpose of this ordinance a use shall not be deemed to be changed unless changed to a use not included in the same classification as the existing use. A non-conforming use shall not be changed except to a more restricted use.

(d) Nothing in this ordinance shall prevent the reconstruction of a non-conforming building destroyed by fire or other calamity or prevent the continuance of the use of such building or part thereof as such use existed at the time of such destruction; or prevent a change of such existing use in accordance with the provisions of this section; provided that any reconstruction of such building shall be begun within one (1) year after such destruction and shall be diligently prosecuted thereafter.

(e) Nothing in this ordinance shall prevent the restoration of any wall or other portion of a building declared unsafe by an authorized public official.

#### SECTION 13. *Front Yards.*

(a) Except as otherwise provided, no building shall be so erected or altered, in any "A" District, as to place its front building wall less than twenty-five (25) feet from the street line; and no building shall be so erected or altered, in any "B" District or in any "C" District, as to place its front building wall less than fifteen (15) feet from the street line.

(b) In any "A" District, any "B" District, or any "C" District, where two (2) or more lots in any block frontage are occupied by buildings which existed on the 1st day of June, 1925, the average of the distances that the building walls of such



buildings fronting on the street under consideration are from the street line shall be the established building line for such block frontage; but it shall in no case be required that any front yard exceed fifty (50) feet in depth in any "A" District or in any "B" District or twenty-five (25) feet in depth in any "C" District. No existing accessory building, temporary buildings, unenclosed one-story porches, fences, billboards, advertising signs, retaining walls, steps, balustrades, or similar existing structures shall be considered in computing such average.

(c) In any "A" District, any "B" District or any "C" District, where a building shall be erected or altered between two existing buildings or immediately adjacent lots, the required depth of the front yard shall not exceed the depth of the front yard of that one of the existing buildings farthest from the street.

(d) In any "A" District, any "B" District, or any "C" District, or any corner lot no street wall of a principal building other than its front wall shall be required to be further from the side street line than one-half ( $\frac{1}{2}$ ) of the distance that would be required by the provisions of this section were such side street line the front lot-line.

(e) In any "A" District, any "B" District, or any "C" District, where the rear lot line of any corner lot forms the front part of the side lot line of an adjacent lot, the front yard of any building erected or altered on such adjacent lot shall not be required to have a depth of more than three-fourths ( $\frac{3}{4}$ ) of the depth required by the provisions of this section for the remaining lots fronting on the same street and in the same block; provided that this reduced depth shall not be less than the distance required in this ordinance for the side wall of a principal building on the adjacent corner lot.

(f) In any "A" District, any "B" District, or any "C" District, no building shall be erected or altered on any through lot so as to be nearer to the rear lot line of the through lot than would be permitted were such lot line a front lot line.

(g) In any "A" District or any "B" District where a lot adjoins a "D" District or an "E" District, the front yard of any such lot, for a distance of not more than fifty (50) feet from the district boundary line, shall not be required to have a depth of more than one-half ( $\frac{1}{2}$ ) the depth required by this section for the residence portion of the same block frontage.

#### SECTION 14. *Rear Yards.*

(a) In any "A" District, any "B" District or any "C"



District, a rear yard not less than twenty-five (25) feet in depth is required on each interior lot; and not less than twenty (20) feet in depth on any corner lot; provided that where a lot is more than one hundred (100) feet in depth, one-half ( $\frac{1}{2}$ ) of the additional depth over one hundred (100) feet shall be added to the required depth of the rear yard, and where a lot was less than one hundred (100) feet deep on the 1st day of June, 1925, one-half ( $\frac{1}{2}$ ) of such deficiency in depth shall be subtracted from the required depth of the rear yard; provided that in no case shall a rear yard be less than ten (10) feet in depth.

(b) In any "D" District, or any "E" District, any single-family or two-family dwelling, or any apartment house, shall have a rear yard as herein provided. A building not used as a dwelling and abutting on a rear alley twelve (12) feet or more in width shall not require a rear yard; where there is no such alley, such a building shall have a rear yard not less than ten (10) feet in depth. Where a portion of a building is used for a dwelling on any interior lot, such portion shall be provided with a rear yard not less than fifteen (15) feet in depth, provided that where the portion so used is above the first story, a space shall be provided above the stories not used for residence purposes open and unobstructed for the whole width of the lot, and not less than ten (10) feet in depth. No hotel shall require a rear yard.

#### SECTION 15. *Side Yards.*

(a) In any "A" District there shall be a side yard on each side of each principal building. No side yard for a building one (1) or one and one-half ( $1\frac{1}{2}$ ) stories in height shall be less than four (4) feet in width, and no side yard for a building two (2) or two and one-half ( $2\frac{1}{2}$ ) stories in height shall be less than six (6) feet in width. No fence or wall more than thirty-five (35) per cent solid or more than six (6) feet high shall be erected within the limits of any side yard.

(b) In any "B" District, except as herein specified, there shall be a side yard on each side of each principal building. No side yard for a building one (1) or one and one-half ( $1\frac{1}{2}$ ) stories in height shall be less than three (3) feet in width, and no side yard for a building two (2) or two and one-half ( $2\frac{1}{2}$ ) stories in height shall be less than five (5) feet in width, and no side yard for a building three (3) or three and one-half ( $3\frac{1}{2}$ ) stories in height shall be less than seven (7) feet in width. One (1) side yard may be omitted entirely where two (2) semi-detached houses are built with a common party wall on one (1) or more lots at one time, provided that the side of each house opposite the com-



mon party wall have a side yard of a width fifty (50) per cent in excess of the minimum width specified in this paragraph. Fences and walls shall conform to the requirements for "A" Districts.

(c) In any "C" District, any "D" District or any "E" District, no side yards are required, but a side yard may be used in place of a required court if such side yard conforms to the requirements for such yards in "B" Districts.

(d) In the case of a church, school, library, museum, club, social center or community building, hospital or similar institution in any "A" District or any "B" District, the minimum widths of the side yards shall be fifty (50) per cent in excess of those stipulated for the district in which the building is located.

SECTION 16. *Vision Clearance on Corner Lots.* On any corner lot in any "A" District, any "B" District or any "C" District, no fence or other structure shall be erected to a height of more than three (3) feet above the elevation of the established grade at the intersection of the streets on that part of any yard which is bounded by the street lines of the intersecting streets and a line connecting two points on said street lines twenty (20) feet from their point of intersection; and no planting of foliage which, in the judgment of the enforcing officer, will materially obstruct the view of the drivers of vehicles approaching the street intersection shall be placed or maintained within such area.

SECTION 17. *Enforcing Officer.* The provisions of this ordinance shall be enforced by the City Manager. Appeal of any decision of the enforcing officer may be made to the Board of Adjustment as provided in Section 18 of this ordinance.

SECTION 18. *Board of Adjustment.*

(a) A Board of Adjustment is hereby established. Where the word "Board" is used in this section it shall be construed to mean the "Board of Adjustment." The Board shall consist of five (5) members who shall be appointed by the Mayor, subject to confirmation by the City Council. Each member shall be appointed for a five-year term. Any vacancy shall be filled in the same manner for the unexpired portion of the term. In the event of the absence from the city or the incapacity of a member, the Mayor may appoint a substitute who shall serve as a member of the Board, with the same powers and authority as the regular member, until such regular member has returned or has become capacitated for further service. All members shall serve without compensation.



(b) The City Clerk shall serve as the Secretary of the Board. The Board shall have the power to call on any city department for assistance in the performance of its duties, and it shall be the duty of any such department to render such assistance as may reasonably be required.

(c) The board shall adopt, from time to time, subject to the approval of the City Council, such rules and regulations as it may deem necessary to carry into effect the provisions of this ordinance.

(d) The Board shall elect its own chairman. Such chairman, or in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses. There shall be a fixed place of meeting and all meetings shall be open to the public. The presence of four (4) members shall be necessary to constitute a quorum. The Secretary of the Board shall keep minutes of its proceedings, showing the vote of each member upon each question. If a member is absent or fails to vote, the minutes shall indicate such fact. The Board shall keep records of its examinations and other official actions, which shall be on file in the office of the City Clerk as a public record.

(e) Appeals to the Board may be taken by any person aggrieved, or by any officer, department, board or bureau of the municipality affected by any decision of the enforcing officer. Such appeal shall be taken within a reasonable time, as provided by the rules of the Board, by filing with the enforcing officer and with the City Clerk a written notice of appeal specifying the grounds thereof. The secretary of the Board shall give notice of such appeal to the enforcing officer, who shall forthwith transmit to the Board all papers constituting the record upon which the action appealed from was taken. An appeal stays all proceedings in furtherance of the action appealed from, unless the enforcing officer certifies to the Board after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by a court of record on application on notice to the enforcing officer and on due cause shown. The final disposition of any appeal shall be in the form of a resolution either reversing, modifying or affirming the decision or determination appealed from.

(f) To authorize upon appeal in specific cases, such variations from the terms of this ordinance as will not be contrary to the public interest where, owing to special conditions, a literal enforcement of this ordinance will result in unnecessary hardship and so that the spirit of the ordinance shall be observed



and substantial justice done. However, nothing herein shall be construed as giving the Board of Adjustment the right, power, or authority to change the limits or extent of any district or to grant permission to use any building or land when such is specifically prohibited herein.

(g) In specific cases the Board may, after public hearing at which any interested persons may appear, determine and authorize any of the following variations in the application of the regulations established by this ordinance, in harmony with their general purpose and intent, and authorize the issuance of a permit for:

(1) The erection and use of a building or the use of land in any district by a public-service corporation or for public utility purposes, which the Board considers reasonably necessary for the public convenience or welfare.

(2) The erection of buildings or the use of buildings or land not in accordance with the requirements of this ordinance, in the case of an undeveloped section of the city, for period not to exceed one (1) year in any case, where such building or uses are clearly incidental to and necessary for residential development, or are temporary only and will not be detrimental to or tend to alter the character of such section or any adjoining or nearby section already developed.

(3) In any district, any use that is not specifically prohibited and that is in keeping with and appropriate to the uses authorized in such district by the provisions of this ordinance.

(4) The erection of an accessory building on any lot in any "A" District or in any "B" District, before the erection of the principal building as provided in Section 6 of this ordinance.

(5) After public notice and hearing, as provided in this ordinance, the extension of an existing building or use into a more restricted district immediately adjacent, under such conditions as will safeguard the character of the more restricted district, provided that such extension shall not be permitted more than fifty (50) feet beyond the boundary line of the district in which such building or use is authorized, and provided that no conforming building or use shall be thus displaced.

(6) After public notice and hearing, as provided in this ordinance, the extension or enlargement of an existing use located in a district restricted against such use, either by the extension or enlargement of an existing building or



premises or by the erection of an additional building, where such extension or enlargement is a necessary incident to the trade, business or industry existing on the 1st day of June, 1925, provided that such extension or enlargement shall be entirely on property in the same ownership as the existing building or premises on the said 1st day of June, 1925, and provided that such extension or enlargement will not prove detrimental to or tend to alter the character of the neighborhood.

(7) After public notice and hearing, as provided for in this ordinance, the owner of any lot elects a lot line not in keeping with the established character and welfare of the neighborhood.

Where the boundaries of any district are in doubt due to any discrepancies between the layout as shown on the zoning map and the layout actually on the ground, the Board shall, on appeal, after public notice and public hearing, determine the location of such boundaries as provided in Section 4 of this ordinance, in such a way as to carry out the intent and purpose of this Ordinance.

#### SECTION 19. *Building Permits and Applications Therefor.*

(a) It shall be unlawful to commence or to proceed with the erection, construction, reconstruction, conversion, alteration, enlargement, extension, raising or moving of any building or structures, or of any portion thereof, without first having applied in writing to the City Manager for a building permit to do so.

(b) Every application for a building permit shall be in writing and delivered to the enforcing officer, and shall be accompanied by a detailed set of plans, in duplicate, showing the size of the proposed building or structures, its location on the lot, the materials of which it is to be constructed and the details and type of construction to be used. On the issuance of a permit one set of said plans shall be retained by the enforcing officer as a permanent record and one set shall be returned to the applicant. In case of any building or structure to be located outside of the fire districts, the enforcing officer may, at his own discretion, permit the substitution of a written statement covering the essential information required in place of said plans.

(c) Blank forms shall be provided by the enforcing officer for the use of those applying for permits as provided for in this ordinance. Any permits issued by the enforcing officer



shall be on standard forms for such purpose furnished by the city.

(d) A careful record of all such applications, plans, and permits shall be kept in the office of the enforcing officer.

(e) The fees to be charged for building permits from and after the passage of this ordinance shall be as follows:

For work costing \$500 or less .....	\$ .25
For work costing over \$500 but not over \$1,000 .....	.50
For work costing over \$1,000 but not over \$2,500 .....	1.00
For work costing over \$2,500 but not over \$5,000 .....	2.00
For work costing over \$5,000 but not over \$10,000 .....	3.00
For work costing over \$10,000 but not over \$15,000 .....	5.00
For work costing over \$15,000 but not over \$25,000 .....	7.00
For work costing over \$25,000 but not over \$50,000 .....	9.00
For work costing over \$50,000 .....	12.00

(f) Any building permit, under which no construction work has been commenced within six (6) months after the date of issue of said permit, or under which the proposed construction has not been completed within two (2) years of the date of issue shall expire by limitation; and no work or operation shall take place under any such permit after such expiration. Upon payment of ten (10c) cents per month on each one thousand (\$1,000.00) Dollars of the construction cost on which the original permit was issued, but not less than one (\$1.00) Dollar per month in any case, a building permit may be once extended for a period not exceeding six (6) months upon the approval of the City Council.

SECTION 20. *Interpretation and Purpose.* In the interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements, adopted for the promotion of the public health, safety, comfort, convenience, and general welfare. It is not intended by this ordinance to repeal, abrogate, annul or in any way to impair or interfere with any existing provisions of law or ordinance, or with any rule, regulation or permit previously adopted or issued, or which shall be adopted or issued pursuant to law, relating to the use of buildings or premises; nor is it intended by this ordinance to interfere or to abrogate or annul any agreement between parties; provided, however, that where this ordinance imposes a greater restriction upon the use of buildings or premises or upon the height of buildings, or requires larger yards, courts or other open spaces than are required by any such existing provision of law or ordinance, or by any such rule, regulation or permit, or by any such easement, covenant or agreement, the provisions of this ordinance shall govern.



## SECTION 21. *Amendments.*

(a) The City Council may, from time to time, on its own initiative, on petition or on recommendation by the City Planning Commission, after public notice and hearings as provided by Ordinance, and after a report by the City Planning Commission or after thirty (30) days written notice to said Commission, amend, supplement, or change the regulations or the districts herein or subsequently established.

(b) Whenever the owners of fifty (50) per cent or more of the area of the lots in any district or part thereof desire any amendment, supplement or change in any of the provisions of this ordinance applicable to such area, they may file a petition with the City Clerk requesting the City Council to make such amendment, supplement or change. Such petition shall be accompanied by a map or diagram showing the area affected by the proposed amendment, supplement or change, together with the boundaries of the said area and the names and addresses of all the owners on record in the office of the City Assessor of lots therein and within a distance of two hundred (200) feet outside of the boundaries of said area; and such petition shall immediately be transmitted to the City Planning Commission for an investigation and report.

(c) If a written protest against any proposed amendment, supplement or change shall have been presented to the City Council, signed by the owners of twenty (20) per cent or more, either of the area of the lots included in such proposed change, or of those immediately adjacent in the rear thereof extending the depth of one lot or not to exceed two hundred (200) feet therefrom, or of those directly opposite thereto, extending the depth of one lot or not to exceed two hundred (200) feet from the street frontage of such opposite lots, such amendment shall not become effective, except by the favorable vote of at least three-fourths (3-4) of all the members of the City Council.

(d) Whenever a petition requesting an amendment, supplement or change of any regulation prescribed by this ordinance has been denied by the City Council, such petition cannot be renewed for one (1) year thereafter unless it be signed by the owners of at least fifty (50) per cent of the property who previously objected to the change; this provision, however, shall not prevent the City Council from acting on its own initiative in any case or at any time as provided in this section.

SECTION 22. *Approval of Development Plats.* The owner or owners of any tract or tracts of land having a total area of not less than one (1) acre shall submit to the City Planning Commission any proposed plan for the development of such area



for residential purposes. If such development plan is approved by the City Planning Commission, the Board of Adjustment, after due notice and public hearing, may modify the application of the regulations established herein as required by such development plan, provided that for such land area as a whole, excluding street areas but including areas to be devoted to parks or other permanent open spaces, there shall not be less than the required area per family for the district in which such land area is located for each family which under such residential development plan may be housed on such tract or tracts, provided further that under such development plan, the appropriate use of the property adjacent to the area included in such development plan is fully safeguarded, and that such development plan is consistent with the public welfare.

SECTION 23. *Violations and Penalties.* Any person, firm, co-partnership, corporation, or other association of persons, whether acting directly or through employees or agents, that violates, disobeys, omits, neglects, refuses to comply with, or resists the enforcement of any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall for each offense be fined a sum not exceeding One Hundred (\$100.00) Dollars, or imprisonment in the City or County jail for a term not to exceed thirty (30) days, or may be both fined and imprisoned. Each day that a violation is permitted to exist shall be constituted a separate offense.

SECTION 24. *Validity* Should any part or provision of this ordinance be held by any court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of the ordinance.

SECTION 25. *Conflicting Ordinances.* That Ordinance No. 420 entitled "An Ordinance regulating size of buildings and other structures; the size of yards, courts and other open spaces; the density of population; the location and use of buildings, structures and land for trade, industry, residence or other purposes, establishing the boundaries of districts deemed best suited to carry out the purpose of this ordinance; requiring the issuance of building permits before the erection, construction, reconstruction, conversion, alteration, enlargement, extension, raising or moving of any building or structure; and providing penalties for the violation of the same," adopted by the City Council on the 4th day of April, 1930, be and the same is hereby repealed, and all ordinances or parts of ordinances in conflict with any of the provisions of this ordinance shall give way to and be superseded by this ordinance.



SECTION 26. *When Effective.* This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

Passed the 7th day of July, 1930.

Approved the 7th day of July, 1930.

## ORDINANCE NO. 407

### AN ORDINANCE CREATING A CITY PLAN COMMISSION AND FIXING AND PRESCRIBING THE DUTIES AND POWERS THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That under and by virtue of the authority conferred by Chapter 294-A1 of the Code of Iowa, 1927, a City Plan Commission is hereby created and established.

SECTION 2. That a City Plan Commission, consisting of seven (7) members, who shall be citizens of Ames and qualified by knowledge or experience to act in matters pertaining to the development of a city plan and who shall not hold any elective office in the municipal government, shall be appointed by the Mayor subject to the approval of the City Council.

SECTION 3. *Term of Office.* The term of office of the members of said Commission shall be five (5) years, except that of the seven members constituting said Commission those first named shall hold office in the following manner, that is: One for two years, two for three years, two for four years, and two for five years.

SECTION 4. *Vacancies.* If any vacancy shall exist on said Commission caused by resignation, or otherwise, the Mayor shall appoint a successor for the residue of said term, subject to the approval of the City Council.

SECTION 5. *Compensation.* All members of the Commission shall serve without compensation, except their actual expenses, which shall be subject to the approval of the City Council.



SECTION 6. *Duties and Powers:*

(A) The City Plan Commission shall choose annually at its first regular meeting one of its members to act as Chairman of this Commission and another as Vice-Chairman, who shall perform all the duties of the Chairman during his absence or disability.

(B) The Commission shall adopt such rules and regulations governing its organization and procedure as it may deem necessary.

(C) The Commission shall each year make a report to the Mayor and City Council of its proceedings, with a full statement of its receipts, disbursements and the progress of its work during the preceding fiscal year.

(D) Subject to the limitations contained in this ordinance as to the expenditure of funds, it may appoint such assistants as it may deem necessary and prescribe and define their respective duties and fix and regulate the compensation to be paid to the several persons employed by it.

(E) It shall have full power and authority to make or cause to be made such surveys, studies, maps, plans, or charts of the whole or any portion of such municipality or of any land outside thereof, which in the opinion of the Commission bears relation to a comprehensive plan and shall bring to the attention of the Council and may publish its studies and recommendations.

(F) No statuary, memorial or work of art in a public place, and no public building, bridge, viaduct, street fixtures, public structure or appurtenances, shall be located or erected, or site therefor obtained, nor shall any permit be issued by any department of the municipal government for the erection or location thereof until and unless the design and proposed location of any such improvement shall have been submitted to the City Plan Commission and its recommendations shall not act as a stay upon action for any such improvement when such Commission after thirty days' written notice requesting such recommendations, shall have failed to file same.

(G) All plans, plats, or re-plats of sub-divisions or resubdivisions of land embraced in said municipality or adjacent thereto, laid out in lots or plats with the streets, alleys, or other portions of the same intended to be dedicated to the public in such municipality, shall first be submitted to the City Plan Commission and its recommendations obtained before approval by the City Council.



(H) No plan for any street, park, parkway, boulevard, traffic-way, river-front, or other public improvement affecting the city plan shall be finally approved by the municipality or the character or location thereof determined, unless such proposal shall first have been submitted to the City Plan Commission and the latter shall have had thirty days within which to file its recommendations thereon.

(I) The Commission shall have full, complete and exclusive authority to expend for and on behalf of the City of Ames all sums of money appropriated as hereinafter provided, and to use and expend all gifts, donations or payments whatsoever which are received by the said City for city plan purposes.

(J) The Commission shall have no power to contract debts beyond the amount of its income for the present year.

(K) For the purpose of making a comprehensive plan for the physical development of the municipality, the City Plan Commission shall make careful and comprehensive studies of present conditions and future growth of the municipality and with due regard to its relation to neighboring territory. The plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the municipality and its environs which will, in accordance with the present and future needs, best promote health, safety, morals, order, convenience, prosperity, and general welfare, as well as efficiency and economy in the process of development.

(L) Before adopting a comprehensive plan as referred to in the preceding paragraph, or any part of it, or any substantial amendment thereof, the Commission shall hold at least one public hearing thereon, notice of the time of which shall be given by one publication in a newspaper of general circulation in the City of Ames not less than ten nor more than twenty days before the date of hearing. The adoption of the plan or part or amendment thereof shall be by resolution of the Commission carried by the affirmative vote of not less than two-thirds of the members of the Commission. After adoption of said plan by the Commission, an attested copy thereof shall be certified to the Council of the City of Ames and the Council may approve the same, and when said plan or any modification or amendment thereof shall receive the approval of the Council, the said plan until subsequently modified or amended as hereinbefore authorized shall constitute the official city plan.

(M) When such comprehensive plan as hereinbefore provided has been adopted no substantial amendment or modification thereof shall be made without such proposed change first



being referred to the City Plan Commission, for its recommendation. If this Commission disapproves the proposed change it may be adopted by the City Council only by the affirmative vote of at least three-fourths of the members of the said City Council.

SECTION 7. The City Council may annually appropriate a sum of money from the general fund for the payment of the expenses of the City Plan Commission.

SECTION 8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. This ordinance shall be in full force and effect on its passage and publication as provided by law.

Passed this 17th day of March, 1930.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Auditor and Clerk.

## ORDINANCE NO. 408

### AN ORDINANCE RELATING TO THE RULES AND REGULATIONS OF THE AMES MUNICIPAL CEMETERY.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The City Manager shall have charge of the Ames Municipal Cemetery, with the exception that the City Clerk shall have charge of the sale of lots therein and of the burial records.

SECTION 2. *Record.* It shall be the duty of the City Clerk to make and keep a permanent record of all interments made in the Ames Municipal Cemetery, which record shall at all times be open to the public inspection. The record shall, among other things, include:

- (a) An accurate plat of the cemetery.
- (b) The names of the owners of all lots that have been sold.
- (c) The correct description of all lots for sale and the price thereof, as shall be fixed by the City Council.



(d) The exact location of each grave upon each cemetery lot.

(e) A copy of the certificate of death as provided by the State Board of Health.

SECTION 3. *Sale of Lots.* The sale of all lots in the Ames Municipal Cemetery shall be evidenced by a deed signed and executed by the Mayor and the City Clerk for and on behalf of the said City, and it shall be the duty of the City Clerk to collect the purchase price for any lot sold before delivering the deed of conveyance for the same, of which purchase price 25c per square foot of the area of the lot so sold shall first be deposited in the Perpetual Care Fund of the Ames Municipal Cemetery and the balance turned over to the City Treasurer to be deposited in the Cemetery Fund.

SECTION 4. *Interments.* All interments in lots shall be restricted to members of the family, unless the owner of the lot, without charge or remuneration, consents in writing that others be buried thereon, which written consent shall be addressed to the City Manager of the City of Ames, Iowa.

All graves must be opened under the direction of the City Manager. Graves for adults shall not be less than five (5) feet deep and for children twelve (12) years or under not less than four (4) feet deep.

The interment of two bodies in one grave will not be allowed in one grave, except in case of mother and infant or twin children, or two children buried at the same time.

No burial will be permitted until a proper death certificate has been presented to the City Clerk and a burial permit issued by him.

The written permission of the pastor of St. Cecelia's Parish, Incorporated, is required before an interment is made in the portion of the cemetery set aside for Catholic burials.

The sexton is expected to attend every interment and see that the rules, regulations and strict proprieties of the place are observed.

SECTION 5. *Fees, Charges and Payments.* The payment of all fees and charges shall be made at the office of the City Clerk in the City Hall, where receipts will be issued for all amounts paid.

The following schedule of fees and charges are in effect and applicable to all portions of the Ames Municipal Cemetery:

(a) *Price of Lots (including perpetual care).* The charge made for all lots shall be based on the area of the lot in square feet at the rate per square foot as shown in the lot price sched-



ule on file in the office of the City Clerk or Superintendent. Such charge shall in all cases include a perpetual care charge of twenty-five (25c) cents per square foot of lot area. Lots range in price, including perpetual care, from forty (40c) cents to One and 25-100 (\$1.25) Dollars per square foot, depending upon the location.

(b) *Annual Care.* On certain lots in the older portions of the Cemetery no provision was made in the lot charges for perpetual care. An annual charge of one (1c) cent per square foot per year will be made by the city for the upkeep and annual maintenance of such lots. Lot owners may, if they so desire, secure perpetual care on such lots by paying the perpetual care charge of twenty-five (25c) cents per square foot, which is a compulsory charge on all lots sold subsequent to the 5th day of April, 1917.

(c) *Opening Graves.* The following fixed charges will be made by the city for opening all graves, which charge includes the opening of the grave, removal of excess material, refilling and sodding:

Graves for infants, not larger than 2'x4'	\$ 4.00
Graves for children, not larger than 2'x6'	8.00
Graves for adults	10.00
Graves to include vaults	12.00

(d) *Foundations for Stone Work.* The charge for foundations for monumental and stone work shall be seventy (70c) cents per cubic foot of foundation placed, which charge includes all materials and labor. A minimum charge of three (\$3.00) Dollars will be made for any single foundation ordered placed.

(e) *Removals.* Charges for opening graves to permit removal will be made in accordance with the difficulty of the work and are payable in advance.

SECTION 6. *Upkeep and Care of Cemetery.* The term "Perpetual Care" shall be construed to mean the obligation which the City assumes to each year expend the net annual income on the perpetual care endowment set aside for the lot in furnishing such care for the lot as mowing grass, raking and cleaning lot and adjacent alleys, filling of sunken graves and keeping monumental work in vertical position, where the income is sufficient, and in the perpetual care of avenues, alleys, fences, buildings and grounds in general. It is being understood that such expenditures shall be made at the discretion and under the direction of the officer of the City in charge of the Cemetery and that the City shall not be bound to make any separate investment of the sum of money set aside as perpetual care, but



that the same be added to the perpetual care fund of the City and the proceeds therefrom used by the City in the manner heretofore provided.

All cemetery lots in the Ames Municipal Cemetery sold since the adoption of Ordinance No. 292 on April 5th, 1917, are provided with perpetual care. All future lot sales in the Ames Municipal Cemetery shall be made with perpetual care provided for, at the rates specified in the Rules and Regulations of the Ames Municipal Cemetery, as adopted by the City Council of the City of Ames, under and by virtue of the terms of this ordinance. Owners of lots or other interested persons may secure perpetual care on lots or parts of lots in the older portions of the cemetery by the payment to the City of the perpetual care charge at the rates specified.

An annual care charge shall be made by the City on those lots in the older portion of the cemetery which are not at present under perpetual care. The city reserves the right to refuse to furnish services to those lots not under perpetual care or when the annual care charge has not been paid in advance.

SECTION 8. *Rules and Regulations.* The City Council of the City of Ames, Iowa, shall adopt rules and regulations for the Ames Municipal Cemetery, which it may change or alter by resolution.

SECTION 8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. This ordinance shall be of full force and effect from and after its passage and publication as required by law.

Passed the 17th day of March, 1930.

Approved the 17th day of March, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 411

AN ORDINANCE ESTABLISHING THE FIRE LIMITS OF THE CITY OF AMES, IOWA; MAKING REGULATIONS FOR PROTECTION AGAINST FIRE; PROHIBITING WITHIN SUCH LIMITS THE ERECTION OF BUILDINGS OF EVERY KIND, ADDITIONS THERETO OR SUBSTANTIAL ALTERATIONS THEREOF, NOT CONSTRUCTED OF FIREPROOF MATERIALS, AS PROVIDED BY THIS ORDINANCE; PROVIDING THAT WITHIN SUCH LIMITS NO BUILDING OR ADDITION THERETO SHALL BE ERECTED, REPAIRED OR SUBSTANTIAL ALTERATION THEREOF MADE, WITHOUT A PERMIT THEREFOR; PROVIDING FOR THE REMOVAL OR DESTRUCTION OF ANY BUILDING ERECTED, REPAIRED OR ALTERED IN VIOLATION OF THE PROVISIONS HEREIN, PROVIDING FOR THE CONDEMNATION OF WOODEN BUILDINGS WITHIN SAID LIMITS THAT HAVE BECOME OLD AND OUT OF REPAIR; AND PROVIDING PUNISHMENT BY FINE AND IMPRISONMENT FOR VIOLATIONS OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That the following fire limits are hereby established within the City of Ames, Iowa.

DISTRICT NO. 1. All of blocks ten, eleven, twelve, thirteen, fourteen and the south one hundred and twenty feet of blocks seven, eight, and nine of the original town plat of Ames, Iowa; blocks fifteen, eighteen and the south one hundred and twenty feet of the east one-half of block nineteen of Blair's Addition to the Original Town of Ames, Iowa, and all of blocks thirty-eight and forty of the Second Addition to Ames, Iowa.

DISTRICT NO. 2. Lots 1 to 16, inclusive, of Lee & Munn's Subdivision and all of Block 49 in the Fourth Addition to Ames, Iowa.

DISTRICT NO. 3. Lots 1 to 13, inclusive, of Block 1, and Lots 1 to 16, inclusive, of Block 2, of the Ames Grain & Coal Company's Addition to Ames, Iowa; all of the parcel of land lying between the Ames Grain and Coal Company's Addition and the South line of the Chicago and Northwestern Railroad Company; Lots 1 and 2 of Lockwoods Addition, and that parcel of land between the West line of Lockwoods Addition and the East line of Kellogg Avenue.



DISTRICT NO. 4. All of blocks fifteen and eighteen of Borne's Addition to Ames, Iowa.

DISTRICT NO. 5. Lots three and four of Block one of Kingsbury's Addition to Ames, Iowa.

DISTRICT NO. 6. Lots one and two of block one, lots 5 and 6 of Block 2 and Lots 1 and 2 in Block 3 of Black's Addition to Ames, Iowa.

DISTRICT NO. 7. All of Block Two of College Park Addition to Ames, Iowa.

DISTRICT NO. 8. Lots three and four of College Park Addition, Block 29, Second North, to Ames, Iowa.

DISTRICT NO. 9. That territory bounded on the North by the South line of Lincoln Way, on the West by the West line of the property of the State of Iowa, occupied by the State Highway Commission, on the south by the South line of South Second Street, and on the East by the West line of the Chicago and Northwestern Railway.

DISTRICT NO. 10. All of Walter's Subdivision of Block 4, Beardshear's Addition to Ames, Iowa; and Lot 5 and the East 50 feet of Lot 6, and the North 100 feet of Lot 7 of Walters Subdivision of Block 5, Beardshear's Addition to Ames, Iowa; and the North 50 feet of Lot 2, in Block 5, Beardshear's Addition; and all of Block 4 and the North 425 feet of Block 1 in Beardshear's Addition to Ames, Iowa, and the North 425 feet of Lot one (1) in Parker's Addition to Ames, Iowa.

DISTRICT NO. 11. Lots 24, 25, 26, and 27 of Block 1, and Lots 1, 2, 20, and 21 of Block 2 of West Ames Addition to Ames, Iowa.

DISTRICT NO. 12. Lot 3 in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 11, Township 83, Range 24.

SECTION 2. That, within the said described limits, no building or structure of any kind shall be erected unless its roof shall be made of metal, tile, slate, gravel, or such other material as the City Council may in its judgment and discretion deem fireproof and non-combustible.

SECTION 3. That, within the said described limits, no building or structure of any kind shall be erected unless the outer walls are constructed of brick, iron, stone or concrete and under the specifications hereinafter provided.

SECTION 4. The footings of the walls of buildings to be



erected in the said limits shall be not less than twelve inches in thickness, and of such width as will give a bearing stress of not to exceed a pressure of four thousand pounds per square foot.

SECTION 5. The minimum thickness of the basement walls of buildings erected within the said limits shall be as follows: For one, two, or three story buildings—sixteen inches; for a four story building—twenty inches; for a building of more than four stories—such proportional increase as the City Council may, at the time the permit is applied for, order and determine.

The minimum thickness of walls above the basement shall be: for one, two and three story buildings—twelve inches; for a four story building, for the first and second stories—sixteen inches, and for the third and fourth—twelve inches; for buildings of more than four stories—such proportional increase as the City Council may, at the time the permit is applied for, order and determine.

SECTION 6. These requirements are intended to guide the City Council in passing upon the plans submitted for business buildings, within the said limits, and nothing in this ordinance shall prevent the City Council from permitting the construction of one story buildings of less importance with walls of less thickness than provided in the preceding section.

SECTION 7. Party walls shall be solid and of thickness set forth in section five, according to the height thereof, and shall be carried three feet above the roof, forming fire walls of not less than eight inches in thickness, and shall have copings of tile, or other material which, in the judgment of the City Council, is fire proof.

SECTION 8. Shutters, windows and doors opening upon alleys and upon roofs of buildings immediately adjoining shall be protected by tin or metal coverings, or double metal shutters and doors. Chimney flues shall be lined with fire brick, tile or cast iron.

SECTION 9. Blind attics, cook lifts, or other concealed places of like nature are hereby prohibited. All joists must be leveled upon brick, iron or steel plates, or such other material as, in the judgment of the City Council is fire proof.

SECTION 10. Within the said described limits, and within such other, further, and additional limits as the City Council may hereafter establish, no building or structure, or addition thereto, shall be erected or constructed, nor shall any building or structure be repaired, altered, reconstructed or rebuilt, without



there is first obtained from the City Council a permit therefor.

SECTION 11. Any person, firm or corporation desiring a building permit shall make written application to the City Council, describing the location of the proposed building or addition thereto, or the one which is to be repaired, altered or reconstructed, and in connection therewith shall file in the office of the City Clerk, a copy of the plans and specifications therefor.

SECTION 12. The Council, at the next regular meeting after the filing of the said application, shall consider the same and if it finds that the plans and specifications comply with the provisions of this ordinance, it shall by resolution or motion grant the permit. If the said plans and specifications do not in the judgment of the City Council comply with the provisions of this ordinance, it shall be denied unless the applicant shall amend the same to conform with the provisions of this ordinance, or with the orders and directions of the Council.

SECTION 13. Removing any building or addition thereto into the said described limits, or from one part of the said limits to any other part thereof shall be deemed an erection, and the same is prohibited unless a permit therefor is obtained from this Council; and the said building when moved shall be made to conform to the provisions of this ordinance.

SECTION 14. Minor repairs and alterations to any building in said limits, not involving partial rebuilding, may be permitted by the City Council, providing that, in the judgment of the Council, such repairs and alterations do not increase the fire hazard in that particular location. Repairs and alterations involving an expense of more than twenty per cent of the then value of the said building shall not be deemed minor ones.

SECTION 15. Any existing frame or other building within the said limits, which does not comply with the provisions of this ordinance, which may be damaged by fire, wind, decay or other causes to an amount greater than fifty per cent of its value, exclusive of its foundation, shall not be repaired or rebuilt, but the same shall be removed or demolished.

SECTION 16. Any wooden building within the said limits or within the limits which may hereafter be established, which becomes old and out of repair, shall be deemed and is hereby declared to be a fire hazard and nuisance, and the City Council may, upon reasonable notice to the owner thereof, condemn it and order it removed or demolished.



SECTION 17. Any person, firm or corporation violating any of the provisions of this ordinance, or who, having obtained a permit for the erection or repair of a building, shall erect it or repair it contrary to and in violation of the terms of the permit or the plans approved, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined a sum not exceeding one hundred dollars and costs, and shall be committed to the city or county jail until such fine and costs are paid, not exceeding thirty days; or without such fine, imprisonment may be imposed not exceeding thirty days.

SECTION 18. Any building, or addition thereto, erected within the said limits, or repaired or altered in violation of the provisions of this ordinance, or erected, repaired or altered without the said building permit having been first obtained, shall be subject to removal or destruction upon the order of this Council; and the owner of such building shall pay the costs and expense of such removal or destruction, the same to be especially assessed against the real estate upon which the said building is located, or the same may be collected by action in court.

SECTION 19. All ordinances or parts of ordinances in conflict herewith are hereby repealed. Such repeal, however, shall not exempt from prosecution any person guilty of violating any provisions of such repealed ordinances, nor shall it exempt buildings erected or repaired in violation of such ordinances from removal or destruction, upon orders of the City Council.

SECTION 20. This ordinance shall be in full force and effect upon its passage and publication as provided by law.

Passed the 24th day of March, 1930.

Approved the 24th day of March, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Auditor and Clerk.



## ORDINANCE NO. 419

A GENERAL MISDEAMEANOR ORDINANCE RELATING TO THE PEACE, SAFETY AND GOOD ORDER OF THE CITY; CREATING AND DEFINING CERTAIN OFFENSES; PROVIDING PUNISHMENT FOR THEIR COMMISSION; AND REPEALING ALL ORDINANCES OR PARTS THEREOF CONTRARY TO OR INCONSISTENT HEREWITH.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. *Principal and Accessory.* The distinction between principal and accessory, either before or after the fact, shall have no application in the enforcement of the provisions of this ordinance. All persons concerned in the commission of acts prohibited herein, whether they directly commit the act constituting the offense or aid, abet and conceal its commission, shall be tried and punished as though they were principals.

(a) OFFENSES AGAINST PEACE AND ORDER

SECTION 2. *Disturbing the Peace and Quiet—Breach of Peace.* Any person, who willfully disturbs or interferes with the peace and quiet of another by violent, offensive or obstreperous conduct, or by using toward another profane, offensive or threatening language, calculated to provoke a breach of the peace, within the city, shall be guilty of a misdemeanor.

SECTION 3. *Permitting Disturbance of Peace on Premises.* Any person, who suffers or permits quarreling, fighting, unusual noise or affray in any house, building, or upon any premises owned, occupied, possessed or controlled by him, within the city, in such manner as to disturb the peace of others or the public quiet of the neighborhood or vicinity, together with all others taking part therein, shall be guilty of a misdemeanor.

SECTION 4. *Disorderly Hall, Pool Rooms, Etc.* Any person who keeps or maintains any dance hall, pool or billiard room, skating rink, shooting gallery or other place of amusement open to the public, within the city, in which any disturbance of the peace or disorderly conduct is permitted, shall be deemed guilty of a misdemeanor.

SECTION 5. *Disturbing Public Meetings.* Any person, who disturbs, interferes with or interrupts the peace and order of any public meeting or lawful assemblage of people, within the city, by any disorderly act or conduct, shall be guilty of a misdemeanor.



SECTION 6. *Using Blasphemous or Obscene Language.* Any person, who uses blasphemous or obscene language, to the disturbance of the public peace and quiet, within the city, shall be guilty of a misdemeanor.

SECTION 7. *Fighting.* Any person, who engages in a fight with, strikes or attempts to strike, invites, challenges or defys another to fight, except in a reasonable defense of himself and property, within the city, shall be guilty of a misdemeanor.

SECTION 8. *Assault and Battery.* Any person, who commits an assault or an assault and battery, as the same is defined by the laws of the State of Iowa, within the city, shall be guilty of a misdemeanor.

SECTION 9. *Affray.* Two or more persons, voluntarily or by agreement, engaging in any fight or the use of blows or violence toward each other, in an angry or quarrelsome manner, in a public or other place in the City, to the disturbance of others, shall be guilty of a misdemeanor.

SECTION 10. *Unlawful Assembly.* When three or more persons in a violent or tumultuous manner assemble, within the city, to do an unlawful act, or, when together, attempt to do an act, whether lawful or not, in an unlawful, violent or tumultuous manner, to the disturbance of others, they shall be guilty of a misdemeanor.

SECTION 11. *Riot.* When three or more persons assemble, within the city, and in a violent or tumultuous manner commit an act, unlawful under the ordinances of the city or laws of the state, or together do a lawful act in an unlawful, violent or tumultuous manner to the disturbance of others, they shall be guilty of a misdemeanor.

SECTION 12. *Assisting Police.* In case of an affray, unlawful assembly or riot, as defined by the three preceding sections, any police officer of the city shall have the right to call to his assistance any able bodied male person present, and if such person, without reasonable excuse, neglects or refuses to come to the aid and assistance of the said officer, he shall be guilty of a misdemeanor.

SECTION 13. *Bells and Gongs.* Any person, who rings bells or sounds gongs or other similar devices upon the streets, avenues or alleys of the city, for the purpose of advertising any auction, sale, or event, shall be guilty of a misdemeanor.



SECTION 14. *Barking and Howling Dogs.* Any person, firm or corporation owning, keeping or harboring, within the city, any male or female dog, which habitually barks or howls at night to the annoyance and disturbance of residents of the immediate neighborhood, shall be guilty of a misdemeanor.

SECTION 15. *Chickens and Other Fowls.* Any person, firm or corporation owning, keeping or harboring, within the city, chickens, ducks or other fowls, which by their crowing, quacking or other noises during the night or early morning hours, disturb or annoy the residents of the immediate neighborhood, shall be guilty of a misdemeanor.

SECTION 16. *Bees.* Any person, firm or corporation owning, keeping or harboring bees, within the city, which disturb or annoy the residents and people of the immediate neighborhood, shall be guilty of a misdemeanor.

(b) OFFENSES AGAINST PUBLIC MORALS AND DECENCY

SECTION 17. *Houses of Ill Fame.* Any person, who keeps, maintains or conducts a bawdy house, brothel, house of ill fame, or one resorted to for the purpose of prostitution, lewdness or fornication, within the city, shall be guilty of a misdemeanor.

SECTION 18. *Frequenting House of Ill Fame.* Any person, who resorts to, frequents or becomes an inmate of any house of ill fame, or resorts to any house, rooms, apartment, hotel, building or place, within the city, for a lewd or immoral purpose with a person of the opposite sex, shall be guilty of a misdemeanor.

SECTION 19. *Lewd Women.* Any lewd woman or prostitute, who plys her trade, solicits patronage for herself or others, or commits any act of prostitution or lewdness, within the city, shall be guilty of a misdemeanor.

SECTION 20. *Disorderly Conduct—Soliciting on Streets.* Any person, who frequents the streets, walks or other public places or is found thereon soliciting acquaintance with any person for any immoral purpose, or frequents or is found upon the streets, walks or public places with an intent to form acquaintances for an immoral purpose, within the city, shall be guilty of a misdemeanor.

SECTION 21. *Disorderly Conduct—Pandering.* Any male person, who accosts, addresses offensive remarks to, oggles or winks at, attempts to make the acquaintance of or to force his



company upon any female person with whom he is unacquainted, within the city, or who acts in an otherwise offensive manner toward such female person on the streets or in public places within the city, shall be guilty of a misdemeanor.

SECTION 22. *Disorderly Houses, Keeping.* Any person, who knowingly permits or allows any drunkenness, lewd, obscene or indecent conduct in any house, apartment, hotel, building or room therein, owned by him or under his control, within the city, or suffers or permits persons of opposite sex to resort thereto for a lewd or immoral purpose, shall be guilty of a misdemeanor.

SECTION 23. *Letting House or Room for Immoral Uses.* Any person, who lets or leases any house, apartment, building or room therein, within the city, knowing that the lessee thereof intends to use the same as a house of ill fame or prostitution, assignation house, gambling house or otherwise disorderly house, or knowingly allows or permits the lessee thereof to use the same for any such or other immoral purpose, shall be guilty of a misdemeanor.

SECTION 24. *Disorderly Conduct, Lewdness.* Any person, who conducts himself or herself in a lewd, indecent or immoral manner, or who engages with another person or persons in any boisterous, offensive or disorderly conduct which is shocking or degrading to the public morals and decency, within the city, shall be guilty of a misdemeanor.

SECTION 25. *Indecent Behavior.* Any person, who appears in any public place or exposes himself or herself to public view in a state of nudity or in an indecent or lewd dress, or any person, who makes any indecent exposure of his or her person or is guilty of any lewd or indecent act or conduct, within the city, shall be guilty of a misdemeanor.

SECTION 26. *Immoral Books, Pictures, Etc.* Any person, firm or corporation, who, within the city, imports, prints, publishes, sells, gives away, or has possession of any lewd, obscene or indecent book, pamphlet, magazine, picture, card or any written or printed paper whatsoever, shall be guilty of a misdemeanor.

SECTION 27. *Immoral Shows and Entertainments.* Any person, firm or corporation, who as owner, manager, director, agent, or in any other capacity, prepares, advertises, gives, presents or participates in any obscene, indecent, immoral or impure drama, play, exhibition, show or entertainment, which



would tend to the corruption of the morals of youth or others, within the city, shall be guilty of a misdemeanor.

SECTION 28. *Offensive Advertising Matter.* Any person, firm or corporation, who distributes, within the city, any advertising or other matter that contains pictures or descriptions of private, venereal or loathesome diseases, or is morally offensive, shall be guilty of a misdemeanor.

SECTION 29. *Gambling.* Any person, who bets, wins or loses money or other property at any gambling table, gambling device, or game of chance, within the city, shall be guilty of a misdemeanor.

SECTION 30. *Keeping Gambling House.* Any person, who keeps a house, shop or place resorted to for the purpose of gambling, or permits or suffers any person in any house, shop or other place under his control or care to play at cards, dice, faro, roulette, equality or other game for money or other thing, within the city, shall be guilty of a misdemeanor.

SECTION 31. *Frequenting Gambling House.* Any person, who resorts to any building, railroad car or to any place for the purpose of gambling, or taking part in any game of chance for money or any other thing, or who shall be found therein or thereat with others who are there for such purpose, within the city, shall be guilty of a misdemeanor.

SECTION 32. *Slot Machines.* Any person, who operates or has in his charge, within the city, any slot machine of any kind or character, or any other machine or device into which may be deposited any sum of money, and which shall or may pay to the person depositing such money any sum of money, article or merchandise in an amount or value greater or less than the amount deposited, shall be guilty of a misdemeanor.

SECTION 33. *Destruction and Confiscation.* Any machine, device or other articles used for gambling, as hereinbefore defined, and coming into the possession of, or being taken by police officers in connection with any raid or arrest, shall be destroyed under direction of the Mayor, or Magistrate holding police court. Money found or taken, under conditions stated, shall be confiscated to the use of the city.

SECTION 34. *Intoxication.* Any person, who, within the city, becomes drunk or intoxicated, or is found in a state of intoxication, shall be guilty of a misdemeanor.



SECTION 35. *Intoxicating Liquor.* The manufacture, sale, possession or transportation of intoxicating liquor, contrary to the statutes of the State of Iowa, is hereby declared to be an offense against the city of Ames, and any person guilty thereof shall be deemed to have committed a misdemeanor.

SECTION 36. *Buying from a Bootlegger.* Any person, who, within the city, buys or receives intoxicating liquor from a bootlegger, or from any person not duly authorized to sell under the laws of the state or United States, shall be guilty of a misdemeanor.

SECTION 37. *False Drawing or Uttering of Checks.* Any person, who, with fraudulent intent, makes, draws, delivers, utters or gives any check, draft or written order upon any bank, person or corporation and who secures money, credit, or thing of value therefor, and who knowingly does not have an arrangement, understanding or funds with such bank, person or corporation sufficient to meet or pay the same, shall be guilty of a misdemeanor.

SECTION 38. *Evidence of Violation.* The fact that payment of said check, draft, or written order when presented in the usual course of business shall be refused by the bank, person, or corporation upon which it is drawn, or that it be protested for nonpayment for lack of such arrangement, understanding or funds with which to meet the same, shall be material and competent evidence of such lack of arrangement, understanding or lack of funds.

SECTION 39. *Evading Admission Fee to Entertainments.* Any person, who wilfully enters any building or inclosure where any public entertainment or exhibition is being held, within the city, and at which an admission fee is charged, without paying such fee, or without leave to so enter from the proper party, shall be guilty of a misdemeanor.

SECTION 40. *False Weights and Measures.* Any person, firm or corporation, within the city, who gives any false weight or measure or uses any weight, scale or other instrument for weighing or measuring any article for sale, unless the same shall strictly conform to the standards adopted by the State of Iowa, shall be guilty of a misdemeanor.

SECTION 41. *Defrauding Hotel or Restaurant Keepers.* Any person, who obtains food, lodging or other accomodation at any hotel, inn or boarding or eating house, within the city, with



the intent to defraud the owner or keeper thereof, shall be guilty of a misdemeanor.

SECTION 42. *Soliciting Under False Pretense.* Any person who solicits alms, aid, or funds, within the city, for any charitable institution, or for any institution, enterprise, business or project under any false or fraudulent pretense, or who falsely or fraudulently represents himself or herself to be the agent, solicitor or representative of any person, firm, corporation, business or institution for trade, business, or other purposes, shall be guilty of a misdemeanor.

SECTION 43. *False and Misleading Statements of the Contents of Newspapers.* Any person selling or offering for sale newspapers, within the city, who by public outcry, for the purpose of making or increasing sales, gives false and misleading statements of the contents thereof, shall be guilty of a misdemeanor.

#### (c) OFFENSES AGAINST PROPERTY

SECTION 44. *Larceny.* The crime known as petty larceny is hereby declared to be an offense against the city of Ames. Therefore, if any person shall steal, take and carry away the money, goods or property of another, when the value thereof does not exceed the sum of twenty dollars, he shall be guilty of a misdemeanor.

SECTION 45. *Receiving Stolen Goods.* Receiving stolen goods when the value does not exceed the sum of twenty dollars is hereby declared to be an offense against the city of Ames. Therefore, if any person buy, receive, conceal, or aid in concealing any stolen money, goods, or property, the stealing of which is larceny, or property obtained by robbery or burglary, knowing the same to have been so obtained, he shall, when the value of the property so bought, received or concealed, does not exceed the sum of twenty dollars, be guilty of a misdemeanor.

SECTION 46. *Injury in General.* Any person, who defaces, injures, destroys, or interferes with the property of another, either real or personal, without the consent of the owner, shall be guilty of a misdemeanor.

SECTION 47. *Trespassing.* Any person, who trespasses upon the premises of another, within the city, and there cuts, breaks, or injures any tree, shrub, plant, flower or vegetable garden, or takes, removes or injures any fruit, flowers, veget-



ables or produce thereon, or interferes with or injures any other property lawfully upon the said premises, shall be guilty of a misdemeanor.

SECTION 48. *Injuring Public Property.* Any person, who, without the consent of the proper authority, defaces, injures or destroys any building, bridge, paving, side or cross walk, drain or sewer, or any other property belonging to the City of Ames or state of Iowa, within the city, shall be guilty of a misdemeanor.

SECTION 49. *Injuring Telephone, Telegraph and Electric Poles or Wires.* Any person, who discharges any projectile from any bow, air-gun, rifle or other instrument or throws any stone, stick or other thing at the glass insulators upon the telephone, telegraph and electric light and power poles, or at the fixtures or lamps upon such poles, or who throws strings, wires, or other things with stones or other weights attached across telephone, telegraph or other wires carrying electricity, within the city of Ames, or in any manner injures, destroys or interferes with any poles, fixtures or wires carrying electric current within the city, shall be guilty of a misdemeanor.

SECTION 50. *Defacing Notices.* Any person, who defaces or tears down any notice, ordinance or advertisement, within the city, posted by order of the City Council or any officer of the city, shall be guilty of a misdemeanor.

SECTION 51. *Posting Bills on Property.* Any person, who defaces any private or public property, within the city, by posting, pasting, tacking, sticking or nailing thereon any advertising bills, posters, or any other written or printed matter, except legal notices provided by law, or in any manner defaces same without first having obtained the written consent of the owner or agent of such property, shall be guilty of a misdemeanor.

SECTION 52. *Cemeteries.* Any person, who injures, destroys, or interferes with any tree, shrub, flower or planting in any cemetery, within the city, or injures, defaces or interferes with any grave, vault, tombstone, monument, building, fence or other property lawfully therein, shall be guilty of a misdemeanor.

SECTION 53. *Parks and Rules of Park Commission.* Any person, who wilfully cuts, breaks, injures or destroys, or interferes with any tree, shrub, flower, bush, or any other planting in any public park of the city, or wilfully violates any rule



or regulation of the park commission, after the same has been published or posted, shall be guilty of a misdemeanor.

SECTION 54. *Interfering With Electric Light or Power Meter.* Any person, who interferes or tampers with, or changes any electric light or power meter used by the city for the purpose of measuring electric current, or who, with an intent to defraud, uses a wire or other device to prevent or attempt to prevent the full current from passing through the said meter, shall be guilty of a misdemeanor.

SECTION 55. *Interfering with Gas or Water Meter.* Any person, who, with an intent to injure or defraud, interferes with, tampers with or changes any gas or water meter of the city, or public utility, or any pipe or main thereof within the city, shall be guilty of a misdemeanor.

SECTION 56. *Interfering With Motor Vehicles.* Any person, who wilfully removes, injures, destroys, meddles or interferes with, or puts out of adjustment, any apparatus or equipment attached to any motor vehicle, or who injures, defaces, meddles or interferes with any motor vehicle, in any other manner, without the consent of the owner or the person in lawful charge thereof, within the city, shall be guilty of a misdemeanor.

SECTION 57. *Fire on Pavement.* Any person, who builds or causes to be built any fire upon the pavement on any street or avenue, within the city, shall be guilty of a misdemeanor.

SECTION 58. *Walking or driving Upon Newly Laid Sidewalk or Pavement.* Any person, who walks or drives a vehicle upon any newly laid pavement or sidewalk before the same has been opened up to traffic, or who removes or interferes with any barriers protecting the same, shall be guilty of a misdemeanor, and such person, in addition to any fine that may be assessed, shall be liable for any damage done to the said paving or sidewalk.

SECTION 59. *Traction Engines Prohibited.* Any motor vehicle, truck, or traction engine which by the laws of the state is now, or which may at any time hereafter, be prohibited from operating upon any paved or graveled highway, is hereby prohibited from operating upon any paved street, avenue or alley within the city.

SECTION 60. *Street Signs.* Any person, who injures, defaces, breaks, takes down or removes, or in any manner inter-



feres with any street sign placed in a street under authority of the city council, within the city, shall be guilty of a misdemeanor.

SECTION 61. *Blocking Street Crossings.* Any railroad company, railroad engineer, train conductor or other person, who causes or allows any locomotive, engine, car or train of cars to stop at or remain upon, or in any manner obstruct any street crossing, within the city, for more than five minutes, at any one time, shall be guilty of a misdemeanor.

SECTION 62. *Street Parkings.* Any person, other than the adjoining lot owner, and other than one acting for the city of Ames or its park commission in a proper case, who cuts, breaks, injures or destroys or interferes with any tree, shrub, flower, bush or any other planting upon a street parking, within the city, shall be guilty of a misdemeanor.

SECTION 63. *Guarding Excavations.* Any person, firm or corporation, who leaves or allows to be open any excavation or vault, in, on, or under any street, avenue, alley or sidewalk within the city, and fails to guard or protect people passing, riding, or driving thereby, by proper guards and lights, shall be guilty of a misdemeanor.

SECTION 64. *Guarding Obstructions.* Any person, firm or corporation, while constructing any sidewalk, residence, building or other improvement, or while making repairs to the same, or for any other purpose, who piles sand, brick, lumber or other material upon any street, avenue, alley, or public place, within the city, without maintaining at and thereon at proper places a lighted lamp or lantern between the hours of sunset and sunrise, sufficiently bright to be easily observed at a distance of three hundred feet, shall be guilty of a misdemeanor.

SECTION 65. *Ashes and Rubbish in Alley.* Any person, who places or piles ashes, manure or rubbish in any street, avenue or alley, within the city, shall be guilty of a misdemeanor.

SECTION 66. *Throwing Paper in Streets.* Any person, who throws or deposits or causes to be thrown or deposited, any paper, cards, advertisements or the like, into any street, alley or other public place, within the city, shall be guilty of a misdemeanor.

SECTION 67. *Throwing Glass, Tacks, Etc., in Streets.* Any person, who throws or places in any street or public place, within the city, any broken glass, glass bottles or other articles of



glass, tacks, nails, or any other sharp pointed materials, substance or things, shall be deemed guilty of a misdemeanor.

SECTION 68. *Encumbering Sidewalks.* Any person, firm or corporation, who obstructs or encumbers any sidewalk, within the city with boxes, barrels, packages, signs, building or other material, except temporarily when receiving or taking away goods or merchandise from adjoining premises, and except when building or improving such property, and then only after obtaining permission from the city council under such conditions as it may impose, shall be guilty of a misdemeanor.

SECTION 69. *Removal of Guards.* Any person, who takes down, removes, carries away or interferes with any fence, railing or other guard placed about, around or at any excavation, pile of dirt, rock or other material, in a street, avenue, alley, public ground, or on private property, which has been set as a warning thereof, or who removes, extinguishes, carries away or interferes with any light or lantern placed at the said obstruction, within the city, shall be guilty of a misdemeanor.

SECTION 70. *Removal or Interference with Grade Stakes or Monuments.* Any person, who removes, breaks, carries away, injures, destroys or interferes with, in any manner, any grade stake, stone or other marker or monument, within the city, set by the city engineer or his assistants to designate grade, corners, lines or bench marks, or who defaces, removes any letters, figures or marks thereon, shall be guilty of a misdemeanor.

SECTION 71. *Painting Signs on Sidewalks.* Any person, firm or corporation, who paints or causes to be painted, any sign or other advertising matter upon the public sidewalks of the city, shall be guilty of a misdemeanor.

SECTION 72. *Streets, Allowing Material to Drop from Vehicles.* Any person, who hauls, carries or conveys dirt, manure, shavings, cinders, stone, sand, coal, wood, hay, straw, ashes or other substances or materials, on, over, or across any street, avenue or alley, within the city, and allows or permits any portion thereof to fall or be deposited upon the said street, avenue or alley, shall, unless the said material is forthwith and immediately removed therefrom, be guilty of a misdemeanor.

SECTION 73. *Library Rules.* Any person, who takes from any public, school, or college library, within the city, any book, pamphlet, periodical, paper or other property, except in accordance with the rule of such library; or who takes or borrows



from such library any book, pamphlet, periodical, paper or other property and neglects or refuses to return the same within one week after receiving notice to do so; or who shall wilfully cut, mutilate, mark, tear, write upon, deface or otherwise destroy or injure any book, pamphlet, periodical, map, document, picture or other property of such library; or who violates any other rule of the said library, or disturbs the peace and quiet thereof by disorderly conduct, shall be guilty of a misdemeanor.

(d)      OFFENSES AGAINST SAFETY AND PUBLIC  
POLICY

SECTION 74. *Resisting an Officer.* Any person, who resists, obstructs, or interferes with the performance of official duties by any police officer of the city, the health officer or physician, the fire marshal, or any member of the fire department, within the city, shall be guilty of a misdemeanor.

SECTION 75. *Impersonating Officers.* Any person, who falsely represents himself to be an officer of the city of Ames, of the State of Iowa, of any other state, or of the United States, or who without legal authority attempts to exercise any of the powers or duties of such officers, shall be guilty of a misdemeanor.

SECTION 76. *Commands of Police Officers.* Any person, who refuses or fails to obey the commands or directions of a police officer of the city, stationed and doing duty at any street, avenue or crossing thereof, or at any public place, shall be guilty of a misdemeanor.

SECTION 77. *Unlawful Use of Police Telephone System.* Any person, who wilfully uses the police telephone system of the city to make a false report as to any crime, offense, circumstance or condition, or in any manner whatsoever uses such telephone system, or any part thereof, for any improper or wrongful purpose, or in any manner contrary to the rules of the Police Department, within the city, shall be guilty of a misdemeanor.

SECTION 78. *Giving False Alarm of Fire.* Any person, who by telephone, or in any other way or manner, wilfully gives a false alarm of fire, whereby the fire department is called out, shall be guilty of a misdemeanor.

SECTION 79. *Driving Over Fire Hose.* Any person, who runs or drives any engine, car, street car, motor or other vehicle over any fire hose that may be laid across any street, avenue or



alley of the city, without the permission of the person in lawful charge of the same, shall be guilty of a misdemeanor.

SECTION 80. *Interfering with Hydrants.* Any person, other than an employee of the city, or a member of the Fire Department in the performance of his duty, who takes off or unscrews the cap from any water hydrant in the streets or avenues of the city, or interferes or meddles with such hydrant in any manner, shall be guilty of a misdemeanor.

SECTION 81. *Concealed Weapons.* Any person, other than one holding a valid permit under the laws of the state, who is armed with or has concealed upon his or her person a revolver, pistol, dirk, dagger, stiletto, metallic knuckles, pocket billy, sand bag, skull cracker, sling shot or other dangerous weapon, within the city, shall be guilty of a misdemeanor.

SECTION 82. *Sale of Fireworks.* It shall be unlawful for any person, firm or corporation, within the city, to sell, barter, or give away firecrackers, torpedoes, fireworks of any kind, toy pistols or revolvers, caps containing dynamite, or blank cartridges for toy pistols or revolvers, at any other time than on the fourth day of July, or the day which in the city is celebrated as such, and for the three days prior thereto; or at any time to sell, barter or give away firecrackers of more than three and one-half inches in length, or three fourths of an inch in diameter. Provided, however, that nothing herein shall apply to the sale of dynamite caps to adults for industrial purposes. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 83. *Fireworks—Shooting or Discharging.* Any person, who within the city, shoots off or discharges any of the articles or appliances named in the preceding section, at any time other than on the fourth day of July or the day actually and generally celebrated as such within the city, and the preceding day thereto, shall be guilty of a misdemeanor.

SECTION 84. *Discharging Firearms.* Any person, who, except in proper defense of himself or property, or a peace officer in the performance of his duties, fires off or discharges any cannon, gun, rifle or other firearm, within the city, shall be guilty of a misdemeanor. Provided, however, that nothing herein shall apply to the military department of the Iowa State College.

SECTION 85. *Removing Danger Signals.* Any person, who removes, throws down, destroys, or carries away from any street, alley or public place, any lamp, lantern or other light, barricade



or danger signal, within the city, erected and placed therein for the purpose of guarding or enclosing unsafe or dangerous places or giving warning or notice thereof, shall be guilty of a misdemeanor.

SECTION 86. *Open Areaways and Cellar Doors.* Any person, who leaves open any cellar door, grating, areaway or other covering for a cellar, stairway, coal hole or other excavation in any sidewalk, alley or street, within the city, without properly and securely guarding the same, shall be guilty of a misdemeanor.

SECTION 87. *Setting Out Poison.* Any person, who places or throws any poison, poisoned food or substances on any street, avenue, alley, public or private grounds, within the city, in such a way that it may endanger the life of any person or animal, shall be guilty of a misdemeanor. Provided, however, that nothing herein shall prohibit the setting out of poison in a prudent manner upon one's own premises for the purpose of exterminating vermin.

SECTION 88. *Antennae or Radio Wires.* It shall be unlawful for any person, firm or corporation to attach any antennae or radio wires to any pole used by the city of Ames in conveying electric current, or to any pole carrying telephone or telegraph wires; or to string, place or continue any such antennae or radio wires over or under any electric light or power wires; or to string any such antennae or radio wires in, on or across any street, avenue or alley of the city. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 89. *Bows and Slings.* Any person, who discharges any projectile or missile from any bow, air-gun, sling or similar appliance, within the city, whereby any person may or shall be hurt or hit, any window broken or other property injured or destroyed, shall be guilty of a misdemeanor.

SECTION 90. *Throwing Stones.* Any person who wilfully or carelessly throws any stone, stick or other thing whereby any person may or shall be hit or hurt, any window broken or other property injured or destroyed, within the city, shall be guilty of a misdemeanor.

SECTION 91. *Cars in Motion.* Any person, other than an officer or employee connected with the railroad or street railway, or passengers departing or arriving thereon, who gets on or off, or attempts to get on or off, any railroad locomotive, car



or train, or any street car, within the city of Ames, while the same is in motion, shall be guilty of a misdemeanor.

SECTION 92. *Bicycles on Sidewalks.* Any person, who rides a bicycle or motor cycle upon any sidewalk, within the city, or drives any vehicle thereon, shall be guilty of a misdemeanor. Provided, however, that nothing herein shall apply to carriages for the conveyance of infants or disabled persons.

SECTION 93. *Barb Wire.* Any person, who uses barb wire for the purpose of fencing, enclosing a tree, lot, parcel of ground, or for other like purpose, within the city, shall be guilty of a misdemeanor.

SECTION 94. *Vicious Dogs or Other Animals.* Any person, who keeps, owns or harbors, within the city, any dog, bitch or other animal which is known to be vicious and dangerous, without keeping such animal securely chained at all times or confined, shall be guilty of a misdemeanor.

SECTION 95. *Dogs.* Any person, firm or corporation, who owns, keeps or harbors, within the city, any dog or bitch, whether actually dangerous or not, that habitually runs out at passing pedestrians on the sidewalk or street and barks at and threatens them, shall be guilty of a misdemeanor.

SECTION 96. *Vagrancy.* All persons begging upon the streets or avenues of the city, or in public places, stores or private residences, or wandering about and lodging in barns, out-buildings, railroad cars and other similar places, without visible calling or business to maintain themselves, shall be deemed tramps or vagrants and guilty of a misdemeanor.

SECTION 97. *Loungers and Loafers.* Any person, who obstructs or encumbers any street corner or other public place in the city by loafing or lounging in or about the same, after being requested to move on by a police officer, shall be guilty of a misdemeanor.

SECTION 98. *Night Walking.* Any person, who is found wandering about the premises of another, in any railway yards or upon any railroad right of way, within the city, in the night time, without any reasonable excuse therefor, or any person, who is found loitering or roving about the streets or other public places on any night of the week later than 11 o'clock p. m., without any reasonable excuse or necessary business, shall be guilty of a misdemeanor.



SECTION 99. *Depositing Circulars in Letter Boxes.* It shall be unlawful for any person, firm or corporation to place, deposit or put in any letter box, annexed or attached to any portion of the house or residence and intended for the receipt of United States mail, any circular, hand bills or advertising matter not contained in an envelope. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 100. *Fortune Tellers and Clairvoyants.* It shall be unlawful for fortune tellers, palm readers and clairvoyants to practice their respective professions, within the city, in any way or manner or under any guise or pretense. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 101. *Window Peepers.* Any person, who, after nightfall, peeps, peers or looks into the windows of any private residence, apartment or room, within the city, shall be guilty of a misdemeanor.

SECTION 102. *Removing Offensive Substances.* Any person, who hauls along or through any of the streets in the city, any refuse, garbage, offal, decayed meat or vegetables, night-soil, or any other filthy substance, giving off offensive odors or stench, except when the same is contained in boxes or barrels or other receptacles as will in every case prevent the escape of such odors or stench and the dropping, scattering or depositing of any such filthy substance on any street or alley, shall be guilty of a misdemeanor.

SECTION 103. *Depositing Rubbish or Filth.* It shall be unlawful to deposit or place upon any street, avenue or alley, or upon the premises of another, or in any street or creek, any filth, garbage, carrion, ashes, trash or nuisance of any kind. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 104. *Spitting in Public Places.* Any person, who expectorates or spits upon any sidewalk or upon the floor of any public building, hallway, steps, cellar way, stairway, windows, street car, public motor bus, depot platform, or deposits any gum, tobacco quid, cigar or cigarette stubs in, upon or against any of the places above mentioned, within the city, shall be guilty of a misdemeanor.

SECTION 105. *Rules of Board of Health.* Any person, firm or corporation, who violates any rule or regulation of the Board



of Health of the city, after publication of the same or due notice thereof, shall be guilty of a misdemeanor.

SECTION 106. *Unwholesome Food.* Any person, firm or corporation who sells or offers to sell for human consumption any unwholesome, decaying or spoiled meat, fruit, vegetable or other commodity unfit for food, shall be guilty of a misdemeanor.

SECTION 107. *Samples of Medicine.* It shall be unlawful for any person, firm or corporation to distribute samples of medicine, drugs, or pills at dwelling houses, stores or public places, within the city. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 108. *Cruelty to Animals.* Any person, who tortures, torments, deprives of necessary sustenance, mutilates, overdrives, overloads, drives when overloaded, cruelly beats, or cruelly kills any animal, or unnecessarily fails to provide the same with proper food, drink, shelter, or protection from the weather, or drives or works the same when unfit for labor, or cruelly abandons the same or commits any other act or omission by which unjustifiable pain, distress, suffering or death is caused to any animal, shall be guilty of a misdemeanor.

SECTION 109. *Burial of Dead Animals.* The owner of any dead animal, within the city, who fails, neglects or refuses to properly bury, burn or dispose of the same within twenty-four hours after having notice thereof, shall be guilty of a misdemeanor.

SECTION 110. *Confining Fowls.* Any person, within the city, who fails to confine or keep confined upon his own premises any chickens, ducks, geese, turkeys or other fowls owned by him, or allows or permits them to pass upon the premises of another or the streets or public places of the city, shall be guilty of a misdemeanor.

SECTION 111. *Injuring Squirrels or Birds.* Any person, who kills or injures any squirrel or its nest, or kills or injures any bird protected by the laws of the state, or interferes with the nest or eggs of the same, within the city, shall be guilty of a misdemeanor.

SECTION 112. *Predatory Cats.* Any person, who keeps or harbors within the city, any cat which habitually hunts and preys upon, kills or seeks to catch and kill, birds and squirrels, shall be guilty of a misdemeanor.



SECTION 113. *Punishment.* Any person committing any of the offenses hereinbefore defined, or violating any of the foregoing provisions, or, as provided in section one hereof, aiding, abetting, or participating therein, shall, upon conviction, be fined an amount not exceeding one hundred dollars and costs, and in default of payment shall be committed to the city or county jail until such fine and costs are paid, not exceeding thirty days; or, with or without fine, in the discretion of the Judge of the Municipal Court, the Mayor or magistrate holding police court, a jail sentence may be imposed not exceeding thirty days.

SECTION 114. *Remission or Suspension of Sentence.* The Judge of the Municipal Court, the Mayor or magistrate holding police court shall have the power in any case in which he may deem it proper, to remit or suspend any fine or sentence imposed, under such conditions and terms as he may deem right and just.

SECTION 115. *Bail.* The Police Officers of the city, in cases where persons are arrested during the night time, or at other times when the Judge of the Municipal Court, or the Mayor is not available to fix and approve bonds, shall have authority, under such regulations as the Judge of the Municipal Court or the Mayor may impose, to take and accept from such person or persons cash bail or other security for their appearance in police court the following morning, or at the next session thereof.

SECTION 116. *Forfeiture of Bail.* When cash bail or other security is furnished under the preceding section, and the arrested person fails to appear at the next session of police court, the said bail or security shall be forfeited to the city. Such forfeiture, however, shall not, in and of itself, release the offender from further prosecution.

SECTION 117. *Repeal.* All ordinances or parts thereof, in conflict or inconsistent herewith, are hereby repealed.

SECTION 118. *Going Into Effect.* This ordinance shall be in full force and effect from and after its passage and publication as provided by statute.

Passed the 4th day of April, 1930.

Signed and approved the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 350

AN ORDINANCE REGULATING THE KEEPING AND DISPOSAL OF GARBAGE AND OTHER WASTE MATERIAL AND REFUSE AND PROVIDING PUNISHMENT FOR VIOLATION OF ITS TERMS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. It shall be unlawful for any person, firm or corporation to leave, deposit or allow to be left or deposited outside their building or place of business or in any alley, street, or upon other public or private property within the City of Ames, any garbage, which term shall include all waste or refuse fruit, vegetable or animal matter, unless the same be placed, deposited and confined in a water-tight metal can or receptacle, having a tight fitting cover, which cover shall, at all times, be in place upon said can or receptacle.

SECTION 2. It shall be the duty of any person, firm or corporation using or maintaining the said can or receptacle for the purpose above mentioned, to cause the same to be emptied of its contents before it is so full that the cover will no longer fit tightly, and such contents shall either be well buried in the ground, removed outside the city limits, or if not buried or removed outside the city limits, it shall be disposed of in such manner as in no way to constitute a nuisance or annoyance to others.

SECTION 3. Any person, firm or corporation violating any provision of this ordinance, shall upon conviction be fined a sum not exceeding one hundred dollars, and in default of payment shall be committed to the City or county jail, for a term of not exceeding thirty days.

SECTION 4. All ordinances or parts thereof in conflict herewith are repealed.

SECTION 5. This ordinance shall be in full force and effect from and after its passage and publication, as provided by statute.

Duly passed the 4th day of August, 1924.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Auditor and Clerk.



## ORDINANCE NO. 339

AN ORDINANCE PROVIDING FOR THE INSPECTION OF MILK, SKIM-MILK, BUTTERMILK, AND CREAM, AND TO ESTABLISH AND ENFORCE SANITARY REQUIREMENTS FOR THE PRODUCTION, DISTRIBUTION AND HANDLING THEREOF, AND TO PROVIDE FOR PASTEURIZATION, AND REQUIRE TUBERCULIN TESTS OF HERDS SUPPLYING SAME AND PRESCRIBING PENALTIES FOR VIOLATION.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. For the purpose of this ordinance, milk is the fresh, clean, lacteal secretion obtained by the complete milking of one or more healthy cows, properly fed and kept; cream is the portion of milk, rich in milk fat, which rises to the surface of milk on standing, or is separated from it by centrifugal force, is fresh and clean; and skim-milk is the portion of milk, poor in fat, from which the cream has been removed. The term, "skim-milk" shall also include the fresh, clean, lacteal secretion of one or more healthy cows and containing less than three per cent of milk fat or less than eleven and one-half per cent of milk solids.

SECTION 2. It shall be unlawful to distribute or attempt to distribute any milk, skim-milk or cream which is adulterated.

For the purpose of this ordinance, milk, cream, and skim-milk shall be considered adulterated:

*In case of milk, cream and skim-milk:*

First—If any water or any other substance has been added.

Second—If it contains any visible dirt or be contained in any container which is not clean.

Third—If it be obtained from any animal having disease, sickness, ulcer, abscess, or running sore or which has been obtained from a cow within fifteen days before or five days after calving.

Fourth—If it be obtained from a cow stabled in an unhealthful place or fed upon any substance in a stable of putrefaction or of any unhealthful nature.

*In the case of milk:*

If it contains less than three per cent of milk fat or less than eleven and one-half per cent of milk solids.

*In the case of cream:*

If it contains less than sixteen per cent of milk fat.



SECTION 3. It shall be unlawful to distribute or attempt to distribute any misbranded milk, skim-milk or cream.

For the purpose of this ordinance, milk, cream, and skim-milk shall be considered to be misbranded: If it is labeled or branded so as to deceive or mislead the purchaser or if the package bears any statement, design or device which is false or misleading in any particular.

SECTION 4. It shall be unlawful to distribute or attempt to distribute any milk, cream or skim-milk without obtaining a milk license from the Dairy and Food Commission of the State of Iowa and recording such license with the clerk. The clerk shall keep a permanent record of all such licenses and all revocations thereof.

SECTION 5. It shall be unlawful to distribute or attempt to distribute milk, skim-milk or cream unless the same is produced and distributed in strict compliance with the following rules and regulations:

(a) All milk shall be bottled, but shall not be bottled on any delivery wagon or at any other place than in the milk house or milk plant, and shall be delivered in the original bottle. Nothing in this paragraph shall apply to consumers taking one gallon or more at one delivery or to those who obtain their milk at the point of production.

(b) No dirty or unwashed bottles shall be received from a customer by any distributor of milk. Milk bottles, milk cans or other containers for milk shall not be used for any other purpose than containing milk and milk products. Bottles, cans or other containers shall not be left at any dwelling or other building under quarantine so long as quarantine is maintained, but shall be emptied into a receptacle provided by the person desiring milk at such quarantined place.

(c) All raw milk, skim-milk or cream shall be the product of a healthy cow or herd of cows, as determined by a physical examination, and produced from a cow or herd of cows which have been placed and maintained under state or federal supervision for the eradication of tuberculosis, provided that, a cow or herd of cows shall be considered under such supervision when there is on file in the office of the Iowa Commission of Animal Health an application for such supervision or which have been tested and found free of tuberculosis by an "accredited" practicing veterinarian. A cow or herd of cows, other than those placed under state or federal supervision, shall be tested for tuberculosis at least once a year, and where reactors are found, they must be removed and a retest conducted within six months.



No cow or cows shall be allowed to associate with or added to a cow or herd of cows which have been found free of tuberculosis, as above provided, except such cow or cows as have been found free of tuberculosis. For the purpose of this ordinance, an "accredited" practicing veterinarian is one who has successfully passed an examination of the Bureau of Animal Industry of the United States Department of Agriculture and Commission of Animal Health of this state, and is authorized to make tuberculin tests of accredited herds of cattle, under the provision of section six of the uniform methods and rules governing accredited herd work, which was approved by the Bureau of Animal Industry of the United States Department of Agriculture, December 6th, 1920. Such tuberculin test of a cow or herd of cows, whose milk is to be distributed, may be applied at any time within six months from the date of the passage of this ordinance.

(d) No milk shall be distributed or attempt made to distribute except that produced from a cow or herd of cows as provided by paragraph (c). Milk produced under the provisions of this ordinance may be pasteurized and it shall be deemed to have been efficiently pasteurized when it has been subjected to a temperature of approximately 145 degrees Fahrenheit and not less than 142 degrees, and held at this temperature for at least thirty minutes. Every pasteurizing apparatus shall be equipped with a standard type automatic time and temperature recording device which shall be attached, adjusted and used in a manner prescribed by the Dairy Inspector. The recording chart shall be dated and filed at the pasteurizing plant, and be available for inspection by the Dairy Inspector.

(e) Barns in which milk is produced shall be clean, well-lighted and ventilated, and shall have floors constructed of cement or other impervious material. Manure shall not be allowed to accumulate within fifty feet of the barn. Cows shall be clean and free from visible dirt at all times. Milking shall be done with clean, dry hands into some form of small top pail with smooth seams, or with a properly cleaned and sterilized mechanical milker.

(f) Milk shall be removed from the barns immediately after milking to a clean place and strained through new cotton or other efficient strainer. Milk shall be cooled immediately after milking to a temperature approximately that of well water, or less, and kept cool until delivered, except during the process of pasteurization.

(g) All milk houses, milk depots, milk plants and milk distribution vehicles shall be kept in a clean and sanitary con-



dition at all times, in accordance with the standards and regulations fixed by the state law.

(h) All utensils which come in contact with milk shall be thoroughly washed and sterilized with live steam or boiling water, or by any other effective and harmless methods of sterilization approved by the Dairy Inspector.

(i) All persons engaged in the production, handling and distribution of milk shall be free from all communicable diseases and from contact with any communicable diseases. Every operator of a dairy farm, milk depot, milk distribution plant or milk delivery wagon shall, within twenty-four hours, notify the mayor or Dairy Inspector of the presence of any communicable disease on his farm, among his employees or the families of his employees.

(j) Every distributor of milk which is distributed or intended for distribution, shall within twenty-four hours notify the mayor or Dairy Inspector of the presence of disease among the cows producing any of the milk distributed by him.

SECTION 6. It shall be unlawful to return any dirty or unwashed milk bottles, can or container to a distributor of milk, but all such shall be thoroughly rinsed with clean, cold water immediately after being emptied, or use any milk bottle, can or other container for any other purpose than containing milk or milk products. In case of quarantine, consumers shall provide a receptacle into which milk, skim-milk, buttermilk or cream shall be emptied.

SECTION 7. The Council shall provide for the inspection as outlined in this ordinance. The Dairy Inspector shall familiarize himself with all state laws, ordinances and rules and regulations of all state officers and of the state and local Board of Health relating to the production and distribution of milk, skim-milk and cream; and shall see that all such laws, ordinances and rules are strictly enforced. He shall take samples of milk, skim-milk and cream distributed or intended for distribution for determining whether such comply with all state laws, ordinances, rules and regulations of all state officers, and of the state and local Board of Health. He shall inspect all dairies from which milk is distributed and all distribution stations and places where milk is kept for distribution, together with their equipment and employees. A complete record of all conditions found shall be filed with the Mayor. The powers and duties of the Dairy Inspector may be exercised by, combined with or delegated to any other officer or employee by action of the Council by resolution. In the discharge of his duties he shall co-operate



with the State Dairy and Food Commissioner, the Animal Health Commission, and the State Board of Health.

SECTION 8. Any one violating any of the provisions of this ordinance, shall, upon conviction be subject to imprisonment not exceeding thirty days or to a fine not exceeding one hundred dollars. Whenever the fine and costs, imposed for the violation of this Ordinance, are not paid the person convicted may be committed to jail until such fine and costs are paid, not exceeding thirty days.

SECTION 9. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 10. This ordinance shall become effective six months from and after the passage hereof.

Passed the 18th day of September, 1922.

T. L. Rice, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 376

AN ORDINANCE RELATING TO THE SERVING OF MILK IN LICENSED EATING HOUSES. PROVIDING PUNISHMENT FOR A VIOLATION OF ITS PROVISIONS.

Be it ordained by the City Council of the City of Ames, Iowa:

SECTION 1. It shall be unlawful for any eating house, licensed under the laws of the State of Iowa, to sell or serve milk, except from the original bottles received from the distributor, wholesaler or producer.

SECTION 2. Any person violating the provisions of the preceding section shall, upon conviction thereof, be fined a sum not exceeding one hundred dollars and costs, and in default of payment, shall be committed to the city or county jail until such fine and costs are paid, not exceeding thirty days.

SECTION 3. This ordinance shall go into full force and effect on its publication as provided by statute.

Passed the 4th day of April, 1927.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 416

AN ORDINANCE PRESCRIBING RULES AND REGULATIONS GOVERNING THE MOVING OF HOUSES AND BUILDINGS UPON, ALONG, ACROSS OR NEAR ANY STREET, AVENUE, ALLEY, OR HIGHWAY OF THE CITY OF AMES, AND PRESCRIBING PENALTIES FOR A VIOLATION THEREOF.

Be it ordained by the City Council of the City of Ames, Iowa:

SECTION 1. No person, firm or corporation shall move any house or building upon, across or over any street, avenue, alley or highway, sidewalk or other public ground of the City of Ames, or raise, lower, or move any house or building within twenty feet of any public sidewalk, without first having made an application and obtained a permit therefor, as hereinafter provided.

SECTION 2. All applications for permits as herein required shall be in writing, upon forms furnished by the City, and filed in the office of the City Manager, and among other things shall state the size of the building, the present location, the proposed location, the route to be taken, the time when the removal will begin, and the length of time it is expected to occupy.

SECTION 3. Upon the filing of the application as hereinbefore provided, the City Manager may issue a permit, designating the route and specifying the time when the building shall be moved. Upon the failure of the City Manager to issue a permit when an application has been filed in the proper form, the same shall be submitted to the City Council at its next regular meeting, and the City Manager shall thereafter proceed in accordance with the instructions of the City Council.

SECTION 4. In all cases, as a condition precedent to the issuing of a permit for the removal of any building, the person, firm or corporation making the application shall file a good and sufficient bond with the city in a sum of not less than \$100 nor more than \$2500 as shall be fixed by the City Manager, with sureties thereon to be approved by the City Clerk, conditioned that the applicant shall pay all damages that may be sustained by the City because of the removal of the buildings designated in said permit.

SECTION 5. No building shall be allowed to remain in any street, avenue, alley or other public place in excess of the time



fixed in the permit when issued, except that in case of a delay unavoidable and through no fault of the holder of the permit, the City Manager may grant an extension of time for such moving.

SECTION 6. Whenever in moving any house or building it shall be necessary to cut or remove any street railway, electric light, telephone, or other electric wire, pole or fixture, the owners of such wire, pole or fixture shall have the right to cut, or remove the same, or superintend such cutting or removal, and a written notice shall be given such owner at least twelve hours before such cutting or removal is necessary, specifying the particular place, the person for whom, and the time when such cutting or removal will be required. The City Manager may, before granting a permit, require at least twenty-four hours notice, in writing, of the application for permit to be given to the owner of such wires, poles or fixtures, of the time when the application will be heard and considered, and of the right of such owner to make at said time objections in writing to the granting of such permit, and the City Manager, after considering said application and the objections thereto may grant or refuse said permit and may prescribe therein such rules and regulations as may be necessary to protect the rights of both parties.

SECTION 7. The reasonable expense of cutting or removing electric wires, poles or fixtures or superintending the same, shall be paid by the holder of the permit and the amount of the same shall be secured by the bond provided for in Section 3 hereof. In all hearings had before the City Manager under this section all statements, objections, claims, evidence and arguments shall be in writing, and filed with him, and his decision shall be in writing, and a copy furnished each of the parties.

SECTION 8. Any injury done to any street, avenue, highway, alley, public ground, sidewalk, curb, crossing or pavement shall be promptly repaired to the satisfaction of the City Manager, and any injury or damage done to any person or any property, either public or private, shall be promptly settled and compensated for, and the bond provided for in Section 3 of this ordinance shall stand as security therefor.

SECTION 9. Any person, firm or corporation who shall move any house or building, without procuring a permit therefor, or shall otherwise violate the provisions of this ordinance, shall upon conviction thereof be fined not less than \$10 nor more than \$100.



SECTION 10. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 11. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

## ORDINANCE NO. 342

AN ORDINANCE PROVIDING FOR THE REPAIR, REMOVAL AND DESTRUCTION OF BUILDINGS WHICH ARE DANGEROUS AND LIABLE TO FALL; FOR THE LEVYING OF A SPECIAL TAX AGAINST THE PROPERTY UPON WHICH SUCH BUILDING IS LOCATED FOR THE COST AND EXPENSE OF SUCH REPAIR, REMOVAL OR DESTRUCTION, AND FOR THE COLLECTION OF THE SAME AGAINST THE OWNER OF SAID PROPERTY; PROVIDING FOR FINE AND IMPRISONMENT FOR VIOLATION THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That from and after the passage of this ordinance and its publication as required by law, it shall be unlawful for the owner of any lot or parcel of ground within the platted portion of the City of Ames to allow to exist or remain any building or structure which is dangerous and liable to fall at any place where it would be dangerous to the inhabitants of the city.

SECTION 2. Whenever a complaint shall be filed with the Mayor of the City, or whenever the Mayor shall receive notice or information that such a building exists in the said city, and under the conditions above set forth, he shall cause to be served upon the owner of said real estate, if within the City of Ames, if not upon the person in possession and control thereof, a notice in writing to appear before the next regular meeting of the city council, or before any special meeting that he may call for the purpose, and there show cause why the said building or structure should not be ordered repaired, removed or destroyed.



SECTION 3. That at the said meeting the said owner may present any evidence he may have showing that the said building is not dangerous and is not liable to fall. That after such hearing the said council may by resolution make such order as they may deem proper. If it finds that the said building is dangerous and liable to fall, and the condition of the building permits, it may give to the owner a certain fixed time in which to repair, remove or destroy the same, or to comply with any order of the council.

SECTION 4. If in the judgment of the council, delay in the removal or destruction of the said building is dangerous and inadvisable, it may direct the City Manager or such other officer as it may designate to take immediate steps to remove, tear down or destroy all or any portion of the said building, that may be necessary to remove the said dangerous condition.

SECTION 5. That in case it is necessary to follow the procedure in the preceding section, or in case it is necessary to order removal or destruction, the Council shall on the report of the cost and expense of the said removal, repair or destruction by the said City Manager and upon such notice as it may direct to the owner, specially assess such costs and expense against the real estate upon which the said building is located.

SECTION 6. The said Council may, in its discretion, instead of making a special assessment against the said real estate direct the City Solicitor to commence an action of law in the proper court for the collection of said costs and expense.

SECTION 7. Any person found guilty of violating the provisions of Section one of this ordinance shall be fined a sum not exceeding one hundred dollars and costs and in default of payment of the same shall be committed to the city or county jail for a period not exceeding thirty days, or without fine, in the discretion of the Mayor a jail sentence of not exceeding thirty days may be imposed.

SECTION 8. The offense prohibited in section one hereof, for the purpose of the punishment provided by section seven hereof, shall not be deemed to have accrued or have been committed until the Council shall have found that the building involved or in question is actually dangerous and liable to fall to the injury of others and the owner has failed, neglected or refused to comply with the orders of the Council to repair, remove or destroy the same in accordance with its directions and within the time fixed by the Council for so doing.



SECTION 9. All ordinances or parts or ordinances in conflict herewith are hereby repealed and this ordinance shall go into effect on its publication as provided by law.

Passed the 15th day of October, 1923.

T. L. Rice, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 360

AN ORDINANCE MAKING IT THE DUTY OF THE OWNERS, TENANTS, AND PERSONS, IN CHARGE OF REAL ESTATE IN THE CITY OF AMES, IOWA, TO KEEP ABUTTING SIDEWALKS FREE AND CLEAR FROM SNOW AND ICE, AND PROVIDING PUNISHMENT FOR A FAILURE SO TO DO. ONE PROVIDING FOR THE SPECIAL ASSESSMENT TO ABUTTING PROPERTY OF THE EXPENSE OF REMOVAL BY THE CITY.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. It shall be the duty of owners, tenants, and persons in charge of any lot, block or parcel of real estate, abutting upon any side walk in the City of Ames, Iowa, to keep such side walk free and clear from all snow and ice.

SECTION 2. Any owner, tenant, or person in charge or control of any such property, who shall for a period of ten hours permit snow and ice to remain upon the adjoining and abutting sidewalks, shall be guilty of a misdemeanor and upon conviction thereof be fined a sum not exceeding twenty-five (\$25.00) Dollars and costs, and in default of payment, be committed to the city or county jail until such fine and costs are paid.

SECTION 3. In addition to and notwithstanding the punishment provided in above section, should snow and ice be permitted to remain upon any sidewalk for a period of ten hours, the City Manager may, without notice to the property owner, cause the same to be removed in which case the expense thereof shall be specially assessed to the abutting property as hereinafter provided.



SECTION 4. When snow and ice has been removed from any sidewalk, under the provisions of the preceding section, the said city officer shall report the cost and expense thereof to the city council. The council shall thereupon levy and specially assess against the abutting property affected the cost and expense of the said removal, not exceeding one and one-half cents per-front foot, which said assessment shall be certified to the county auditor and collected as other taxes and special assessments.

SECTION 5. All ordinances and parts thereof in conflict herewith are hereby repealed.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and publication, as provided by statute.

Passed the 2nd day of November, 1924.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 421

AN ORDINANCE TO REGULATE THE LOCATION, ERECTION, MAINTENANCE OR PLACING OF SIGNS, AWNINGS, OR FIXTURES OVERHANGING THE SIDEWALKS OR WITHIN THE LIMITS OF THE STREETS, AVENUES OR ALLEYS OF THE CITY; THE LOCATION, ERECTION, MAINTENANCE OR PLACING OF SIGNS OR OBSTRUCTIONS ON THE PARKINGS ALONG THE STREETS, AVENUES OR ALLEYS OF THE CITY, AND REQUIRING THE REMOVAL OF EXISTING SIGNS OR OBSTRUCTIONS; THE CONSTRUCTION AND LOCATION OF POSTER BOARDS, AND PROVIDING FOR THE LICENSING OF THE OWNERS THEREOF; AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. It shall be unlawful for any person, firm or corporation to erect or maintain any sign, awning or fixture overhanging sidewalks, sign boards or other obstructions within the limits of any street, avenue or alley or within the limits of the parkings along the same, or to construct or maintain poster



boards in the City of Ames, without first having made application therefor, obtained written permission and secured a license from the City Manager or the City Council, as hereinafter provided.

SECTION 2. All applications for permits as herein required shall be in writing, on forms furnished by the City, and filed in the office of the City Manager.

SECTION 3. Permits may be granted by the City Manager for the erection of signs in the following instances:

(a) Any sign that does not extend more than six (6) inches within the limits of any street, avenue or alley within the city.

(b) Any sign to be erected not more than five feet beyond the property line and containing not more than twenty (20) square feet.

SECTION 4. Permits may be granted by the City Council for the erection and maintenance of any sign projecting more than five (5) feet beyond the property line or which may have more than twenty square feet in surface area.

SECTION 5. That all signs and fixtures of a permanent character overhanging the sidewalks or within the limits of any street, avenue or alley of the city shall have not less than eight (8) feet clearance, and all awnings shall have at least a seven (7) foot clearance.

SECTION 6. The word "parkings" as used in this ordinance shall be construed to mean that portion of the street, avenue or alley lying between the center line of said street, avenue or alley and the existing sidewalk, if any, or if no sidewalk, the distance between the center line of said street, avenue or alley and the property line.

SECTION 7. Nothing herein shall prevent the Council, upon proper application, permitting the erection, placing or maintenance of signs or obstructions within the limits of the parkings as defined herein. Such applications shall be made to the City Manager on forms furnished by the City for such purpose and shall show in detail the location, dimensions and type of sign or obstruction proposed.

SECTION 8. Nothing herein shall be construed to prevent the erection, placing or maintenance of telephone, telegraph or other poles used for the transmission of electricity within the



limits of said parkings which have been specifically permitted by action of the Council or by law, nor to prevent the erecting, placing or maintaining of highway traffic signs or signals, as specifically provided by law.

SECTION 9. The annual license for poster boards shall be \$1.00 for each twenty-five (25) foot board or less, and the same shall be due and payable on the 1st day of April in each year. The person, firm or corporation erecting a poster board, if the application for the erection thereof has been approved by the City Manager, shall in addition thereto secure a building permit, in accordance with and subject to the terms of Ordinance No. 422, being the Zoning Ordinance of the City of Ames, Iowa.

SECTION 10. Every person, firm or corporation engaged in the business of constructing and maintaining poster boards shall file with the City Clerk a bond, with surety to be approved by the City Clerk, in the sum of One Thousand (\$1,000.00) Dollars, conditioned that such person, firm or corporation shall hold the municipality free from all damages, loss, expense or decrees that may be secured against the municipality on account of the construction or maintenance of any poster board.

SECTION 11. It shall be unlawful to construct or maintain, or cause to be constructed or maintained, any poster board in such a manner as to:

(a) Obstruct the view of vehicles at the intersection of any street for a distance of two hundred (200) feet.

(b) Be dangerous to the public by falling or blowing down.

(c) Be unable to stand a pressure of at least thirty pounds per square foot applied at right angles to the face of the sign.

(d) Exceed five hundred (500) square feet in area.

(e) Obstruct the clear view of railroad crossings for a distance of five hundred feet.

(f) Increase the fire hazard.

(g) Less than three (3) feet above the level of the ground on which it is located.

(h) Exceed sixteen (16) feet in height above the ground, except when constructed on the top of a building.

(i) Approach nearer than three (3) feet to any building or to the side line of any lot, or nearer than two (2) feet to any other poster board.



SECTION 12. The name of the person, firm or corporation owning or controlling each poster board shall be placed and maintained on such poster board or sign board so as to be easily read.

SECTION 13. Every person, firm or corporation maintaining a poster board for the purpose of displaying advertising, shall file a full and complete report of the location, size and construction of all existing poster boards.

SECTION 14. This ordinance shall not apply to poster boards or sign boards attached to the surface of a permanent building and designed to give publicity to any business carried on in such building, or to poster boards used to advertise the sale or lease of the property upon which they shall be erected and not exceeding thirty-six (36) square feet in area.

SECTION 15. At the time a permit is issued under any of the provisions of this ordinance, the person, firm or corporation making the application therefor may, in the discretion of the City Manager or the City Council, as the case may be, be required to file with the City a good and sufficient bond in a sum of not less than \$100, not more than \$2500, the amount of the same to be fixed by the City Council or the City Manager who issues the permit, in accordance with the application and with this ordinance, with sureties thereon to be approved by the City Clerk, conditioned that the applicant shall pay all injuries or damages that may be sustained by the City or to any other person or property, either public or private, under and by virtue of the matters contained in and set forth in said application and permit or the negligence of the applicant in any matters relating thereto.

SECTION 16. Nothing herein shall be construed as superseding or conflicting with Ordinance No. 422, being the Zoning Ordinance of the City of Ames, and any permission for the erection or maintenance of any signs, awnings or other fixtures extending over any sidewalk, street, avenue or alley of the City, the construction or location of poster boards or bill boards, or the erection, placing or maintenance of signs or obstructions on parkings along the streets, avenues or alleys of the City, shall be granted only in accordance with the terms of said Ordinance No. 422.

SECTION 17. All permits issued under and by virtue of the terms of this ordinance may be revoked, canceled and held for naught at any time by the action of the City Council.



SECTION 18. All ordinances or parts of ordinances in conflict herewith are hereby repealed, except as provided in Section 16 hereof.

SECTION 19. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

## ORDINANCE NO. 418

AN ORDINANCE REGULATING MOTOR AND OTHER VEHICLE TRAFFIC AND PARKING UPON THE STREETS, AVENUES AND ALLEYS OF THE CITY OF AMES; REPEALING ALL ORDINANCES IN REFERENCE THERETO, AND PROVIDING PENALTIES FOR A VIOLATION OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. The terms used in this ordinance are defined as follows:

(a) The word "street" shall include streets, avenues, and, where applicable, alleys.

(b) The term "motor vehicle" shall mean vehicles propelled by other than muscular power, except street cars running upon rails.

(c) The term "parked" shall apply to any vehicle which is stopped in a street, whether occupied or not.

(d) Where the "line of a street" is referred to it shall mean the lot line, as distinguished from the curb line.

(e) The term "street intersection" shall mean from curb to curb, where curbs are in place.

(f) "Street corners" shall refer to intersections of lot lines.

(g) The term "business district" shall be the territory contiguous to a highway where fifty (50%) per cent or more of



the frontage thereon, for a distance of three hundred (300) feet or more, is occupied by buildings in use for business.

(h) The term "school district" shall be the territory contiguous to a highway for a distance of two hundred (200) feet in either direction from a schoolhouse.

(i) The term "residence district" shall be that territory contiguous to a highway, not comprising a business district or school district, where forty (40%) per cent or more of the frontage of the said highway for a distance of three hundred (300) feet or more is occupied by dwellings or by dwellings and buildings in use for business.

(j) The term "suburban district" shall be all other parts of the City not included in a business, school or residence district.

SECTION 2. *Speed Limits.* The maximum speed of any vehicle within the business, school, residence and suburban districts of the City, shall be as follows:

(a) In a business or school district, fifteen miles per hour.

(b) In a residence district, twenty-five miles per hour.

(c) In a suburban district, the same as that provided by law for vehicles on highways outside of cities and towns.

SECTION 3. *Speed Signs—Installation.* The signs erected by the State Highway Commission on all arterial highways or extensions of primary roads within the city shall show and determine the point at which the rate of speed changes and the maximum rate of speed in the district, which the vehicle is entering. The City shall erect suitable signs on the other main highways which shall furnish similar information to traffic on such highways.

SECTION 4. *School Districts—Signs.* At the limits of each school district, as herein provided, a sign or standard, giving notice of the same and the maximum speed of motor vehicles within such district, shall be erected.

SECTION 5. *Reckless Driving.* Without reference to the speed limits heretofore fixed, any person who drives any motor vehicle upon the streets, avenues or alleys of the City carelessly and heedlessly in wilful or wanton disregard of the rights or safety of others, or without due caution and circumspection, or at a speed, or in a manner so as to endanger or be likely to endanger any person or property, shall be guilty of reckless driving.



SECTION 6. *Fire Trucks and Police Vehicles.* The speed limits established in the preceding sections shall not apply to fire trucks or to police cars or vehicles, while engaged in the performance of public duties. Such vehicles shall have the right of way at all times over other vehicles and street cars. Upon signal by siren, whistle, claxon, horn or the ringing of a bell, given from a fire truck or police vehicle, it shall be the duty of the drivers or operators of all other vehicles to draw up to the right hand curb of the street as nearly as possible, and in no event to enter an alley or cross an intersection ahead of said truck or police vehicle.

SECTION 7. *Parking.* Except as hereinafter provided, where parking is permitted, vehicles shall be parked parallel to the curb, headed in the direction of the traffic on that side of the street, with the right wheels of the same not more than twelve inches from the curb, and not placed closer than four feet from another, except parking shall be diagonal in the following districts:

- (a) Main Street from Duff Avenue to Clark Avenue.
- (b) Fifth Street from Carroll Avenue to Duff Avenue.
- (c) West side of Kellogg Avenue from the alley south of the Chicago & Northwestern Railway right of way to Lincoln Way.

SECTION 8. *Angle Parking.* Upon that portion of Burnett Avenue south of Main Street, parking shall be at a right angle to the curb.

SECTION 9. *Stalls and Sections.* Where now or hereafter in pursuance of a resolution of the Council, stalls or sections may be marked or painted upon any street or portion thereof, it shall be the duty of the driver or operator of any vehicle to park the same within one of the said stalls or sections and not over or across the said lines.

SECTION 10. *Double Parking.* Double parking is prohibited upon all streets except in an emergency and for not more than five minutes at a time, and then only if an operator, capable of moving the vehicle, remains therein. Such operator shall at once, on direction of an officer or at the request of any persons with whom such parking interferes, move said vehicle.

SECTION 11. *Limited Parking—One Hour.* Upon Main Street from Duff Avenue to Burnett Avenue; upon the south side of Fifth Street from Douglas Avenue to Burnett Avenue;



upon Douglas Avenue from Fifth Street to Main Street; upon Kellogg Avenue from the south line of Fifth Street to the north line of the right of way of the Chicago & Northwestern Railway; upon Grand Avenue between the South line of Main street and the north line of the main line right of way of the Chicago & Northwestern Railway; upon the south side of Lincoln Way from the west line of Stanton Avenue to the East line of Hayward Avenue; upon the west side of Welch Avenue between the south line of Lincoln Way and the north line of Chamberlain Street; upon the east side of Welch Avenue between the south line of Lincoln Way and a point opposite the north line of Chamberlain Street, produced; parking on all week days, except Saturday, between the hours of 8:00 o'clock A. M. and 6:00 o'clock P. M., shall be limited to one hour at any one time. Upon Saturday the said period shall extend from 8:00 o'clock A. M. to 9:00 o'clock P. M.

SECTION 12. *Limited Parking—Five Minutes.* On the West side of Kellogg Avenue from Fifth Street to the alley, parking on all week days, between the hours of 8:00 o'clock A. M. and 6:00 o'clock P. M., shall be limited to five minutes at any one time.

SECTION 13. *Trucks and Drays Loading and Unloading Upon Main Street.* From 8:00 o'clock A. M. to 10:00 o'clock P. M. upon Main Street between Duff Avenue and Burnett Avenue, trucks and drays are prohibited from loading and unloading freight, goods and merchandise, at all places, stores and buildings where it is feasible or possible to perform such work in the adjacent alley.

SECTION 14. *Red Light on Rear of Parked Vehicle.* Except upon streets lighted by electrolier system, motor or other vehicles parked upon streets shall, from one hour after sunset until one hour before sunrise, display a red light on rear of such vehicle.

SECTION 15. *Parking Prohibited.* The parking of motor or other vehicles is hereby prohibited at the following places:

(a) In front of or within fifteen feet of either side of the entrance of any theater, auditorium, hotel, or other building where large assemblages of people are being held, except in taking on or discharging passengers or freight, and then only for such length of time as is necessary for such purpose.

(b) Within fifteen feet of any fire hydrant.

(c) Across the entrance or exit of any alley or driveway.



(d) Upon the south side of Lincoln Way adjacent to the State Highway Commission property and for a distance of fifty feet on either side of Elm Street along the north side of Lincoln Way.

(e) Within any alley except while expeditiously loading or unloading freight, merchandise or other materials.

(f) Upon the parking of any street where curbing has been installed.

(g) Upon the north side of Northwestern Avenue within fifty feet and upon the South side of said Avenue within one hundred and twenty feet of the west line of Grand Avenue.

(h) On the east side of Stanton Avenue from the north line of the Ft. Dodge, Des Moines & Southern Railroad Company's right of way to the south line of Lincoln Way.

(i) Within forty feet of the intersections of Welch Avenue and Lincoln Way, Hayward Avenue and Lincoln Way, Ash Avenue and Lincoln Way, and Stanton Avenue and Lincoln Way.

(j) Within twenty feet of the curb line of any other street intersection.

(k) At any other place or portion of streets where, hereafter, under resolution of the City Council, parking may be prohibited, and a sign giving notice thereof has been posted or installed.

SECTION 16. *Police Reservation.* The forty feet on the east side of Kellogg Avenue next south of the south line of Fifth Street and adjacent to the City Hall, is hereby reserved and set aside for the motor vehicles of the police department. All other vehicles are prohibited from at any time parking in said space, or from interfering with the use of said space by the said police department.

SECTION 17. *Bus Station.* The west side of Kellogg Avenue between Main Street and the alley first north, and the east side of Kellogg Avenue for a distance of twenty feet from a point fifteen feet north of the north line of the alley first south of Main Street, through Block 13 of the Original Town of Ames, Iowa, is hereby reserved and set aside for motor buses to take on and discharge passengers. All other vehicles are hereby prohibited from parking in said sections or from interfering in any manner with the use of the same by the said buses.

SECTION 18. *Bus Station.* The twenty-three feet West of



the West line of Kellogg Avenue on the north side of Fifth Street and the thirty feet west of the west line of Kellogg Avenue on the south side of Fifth Street, and the twenty-five west of the west side of Sheldon Avenue on the north side of West Street, and the Twenty-five west of the west side of Sheldon Avenue on the south side of West Street, are hereby reserved and set apart for the use of motor buses operating between the main portion of the city and the Fourth Ward, and it shall be unlawful for any other vehicle to park in said sections.

SECTION 19. *Taxi Stations.* Such portions of the parking space on the north side of Main Street, between Kellogg Avenue and Burnett Avenue, as may be necessary for taxi stand, is hereby set aside and reserved for such purposes. Each taxi licensee to have space for one vehicle. Such space to be assigned and set aside by the City Manager. When so assigned and marked by standards or signs, it shall be unlawful for any person other than the licensee to park vehicles therein, or to interfere therewith.

SECTION 20. *Parking Stations May Be Established or Changed by Resolution.* Other parking stations or reservations may be established hereafter by resolution of the Council. And the Council may by the same method change, regulate or annul these herein established, or those which may hereafter be established by resolution.

SECTION 21. *Notice to Be Given.* When, hereafter, parking stations are established, changed, regulated or annulled by resolution, and an appropriate notice of the action given by a sign or standard at the place affected, it shall be the duty of all persons to comply therewith.

SECTION 22. *Interference With Signs.* It shall be unlawful for any person to remove, destroy, deface or interfere with any parking sign or standard, placed or erected under authority of this ordinance or order of the City Council, or for any person to place or erect any such sign on any street of the city which has not been authorized by the City Council.

SECTION 23. *Boulevards.* Lincoln Way between the corporate limits, Grand Avenue from the north line of Lincoln Way to the north corporate limits, and South Duff Avenue from the south line of Lincoln Way to the south corporate limits of the city, and Ninth Street from the east line of Duff Avenue to the east line of Grand Avenue are hereby declared and designated as boulevards at their intersections with other streets, where on Lincoln Way, Grand Avenue or South Duff Avenue



"Arterial Highway Stop" signs have been placed by the State Highway Commission and where on Ninth Street by order of the City Council a sign upon which is placed the words "Stop Boulevard" easily readable at a distance of 100 feet has been erected.

SECTION 24. *Boulevards May Be Designated by Resolution.* Any other street or avenue or any intersection thereof, may be declared a boulevard on resolution of the City Council, and shall become one when in pursuance of the said resolution the sign referred to in the preceding section is installed.

SECTION 25. *Vehicles Must Stop at Boulevards.* Where, under the preceding sections, a street or avenue or an intersection thereof has been designated or declared a boulevard by the City, or an arterial highway by the State Highway Commission, and the proper sign erected, it shall be the duty of all operators of motor or other vehicles to come to a full stop before proceeding to cross said intersection.

SECTION 26. *Electric Signs.* Where the City Council may, on resolution, install an electric signaling device at a street intersection it shall be the duty of all operators of motor or other vehicles, and all pedestrians, to obey its signals, to proceed only when facing the green light and to stop and wait when facing the red light; provided, however, that at intersections of arterial highways with boulevards or heavy traffic streets, the Council may erect such electric signaling device subject to the approval of the State Highway Commission.

SECTION 27. *Traveling on Right Hand Side.* Vehicles shall at all times travel on the right hand side of the center of the street.

SECTION 28. *Meeting and Turning to Right.* Vehicles meeting on the streets shall give one-half of the traveled way by turning to the right.

SECTION 29. *Turning to Right When Overtaken.* The driver of any motor or other vehicle shall, when overtaken by a faster moving one proceeding in the same direction, upon a signal either by the sounding of a bell, horn or other device given by the driver of the overtaking vehicle, cause his vehicle to be driven to the right of the center of the traveled way of the street, if he can do so with safety, and remain to the right of the center of such traveled way until the overtaking vehicle shall have safely passed.



SECTION 30. *Turning to Left.* The vehicle approaching from the rear shall turn to the left and shall not return to the street or path within less than thirty feet of the team or vehicle passed.

SECTION 31. *Stopping—Turning—Changing Course.* The operator of a motor vehicle before stopping, turning or changing the course of such vehicle, shall first see that there is sufficient space to make such movement in safety and then signal as follows: to indicate a right turn extend left arm and raise 45 degrees from the horizontal; to indicate a left turn extend the left arm and lower to 45 degrees from the horizontal.

SECTION 32. *Turning to Right or Left into a Street.* The operator of a motor or other vehicle in turning to the right from one street into another, shall turn the corner as near the right hand as possible, and in turning to the left from one street into another shall pass to the right of and beyond the center of the intersection before turning.

SECTION 33. *Crossing or Turning.* No motor or other vehicle shall cross a street or turn around in same except at the intersections thereof. Provided, however, that at the intersections of Main Street with Kellogg and Douglas Avenues there shall be no "U" or complete turns.

SECTION 34. *Preference at Intersecting Points.* With the exception of boulevard intersections and those where signaling devices have been installed, regulated in other sections hereof, two motor vehicles approaching the intersection of a street in such a way and speed that their paths are liable to intersect, the vehicle approaching from the right shall have the right of way. Provided, however, that vehicles coming from alleys or driveways shall stop and look for approaching vehicles before entering a street.

SECTION 35. *Passing at Intersection.* No motor vehicle shall overtake and pass another vehicle at a street intersection.

SECTION 36. *Stopping at Street Cars.* Motor vehicles shall come to a full stop not less than five feet from the rear of any street car headed in the same direction, which has stopped for the purpose of taking on or discharging passengers, and remain standing until such car has taken on or discharged its passengers.

SECTION 37. *Passing Street Cars.* With the exception of vehicles coming from the west at the intersection of Grand and



Northwestern Avenues, no motor or other vehicle shall pass a street car on the left hand side.

SECTION 38. *Unattended Vehicles with Engine Running.* No motor vehicle shall be left unattended upon any street with its engine running.

SECTION 39. *Operation by Persons Under Fifteen Years of Age.* No person under fifteen years of age shall operate a motor vehicle upon the streets of the city unless such person is accompanied by a person at least nineteen years of age.

SECTION 40. *Operating While Intoxicated.* No person shall operate a motor vehicle upon the streets of the city while intoxicated, or under the influence of intoxicating liquor.

SECTION 41. *Keeping to Right of Line at Railway Crossing.* Upon Grand Avenue for the one hundred and five feet each side of the south rail of west bound main line track of the Chicago and North Western Railway, there shall be marked or painted a line in the center of the said avenue. When said line is in place, all vehicles crossing the tracks of the said railway at said place, shall keep to the right of said line, and not cross the same for any purpose.

SECTION 42. *Driving Through Procession.* No motor or other vehicle shall be driven through a funeral procession or a parade without the permission of a police or traffic officer.

SECTION 43. *One Way Alleys.* The alley through Blocks ten, eleven and twelve and the one immediately south of Blocks thirteen and fourteen, Original town of Ames, shall be one way alleys, the first to be entered from the east, the other from the west.

SECTION 44. *Entering Street from Alley or Driveway.* A vehicle entering a street from an alley, driveway or garage doorway, shall sound its horn or give signal and come to a full stop upon reaching the sidewalk and then proceed with caution.

SECTION 45. *Police to Direct Movement.* When a traffic or police officer is on duty all vehicles shall move only at the direction of such officer.

SECTION 46. *Reporting Accident.* Any operator of a motor vehicle, whether responsible for the same or not, in which the person or property of another is injured or damaged, shall immediately report such accident to the police department of the



city, and shall give the names and residences of all persons concerned, so far as known, the license numbers, kind and make of vehicles, the place and time of the accident, the nature of the injuries or damage, and shall submit his vehicle to the said department for the purpose of having its brakes examined.

SECTION 47. *Muffler Required.* All motor vehicles operating upon the streets of the city shall be equipped with a muffler or silencer through which the exhaust gases from the engine shall pass before escaping into the atmosphere.

SECTION 48. *Cutting Out Muffler.* It shall be unlawful to operate a motor vehicle upon the streets of the city with the muffler cut out or not in operation.

SECTION 49. *Brakes.* All motor vehicles operating upon the streets of the city shall be equipped with adequate brakes, which shall at all times be kept in repair and good working condition.

SECTION 50. *Motor Vehicles Must Have Signaling Devices.* Every motor vehicle using the streets of the city shall be equipped with a suitable bell, horn or other signaling device capable of producing an abrupt sound sufficiently loud to serve as an adequate warning of danger.

SECTION 51. *Improper Use of Signaling Devices.* No person shall make any unnecessary noise with a signaling device. Nor shall there be any loud signaling between one hour after sunset and 7 o'clock A. M., unless necessary to avoid accidents.

SECTION 52. *Lights.* No motor vehicle shall operate upon the streets of the city unless the head and tail lights comply with the regulations of the State of Iowa in reference thereto.

SECTION 53. *Lights on Bicycle.* From one hour after sunset to one hour before sunrise, bicycles upon the streets shall display a white or tinted light on front and red light on rear of vehicle.

SECTION 54. *License Required.* All motor vehicles operating upon the streets of the city must be properly and legally licensed for the current year by this or some other state, and shall carry and display the legal license plates and certificate.

SECTION 55. *Stolen Vehicles.* It shall be unlawful for any person knowingly to bring within the city, or operate upon its streets a motor vehicle which has been stolen.



SECTION 56. *Stopping Vehicle on Signal by Officer.* Operators of motor vehicles upon the streets of the city shall, upon signal of traffic or police officer, immediately drive the same up to the nearest curb and bring the same to stop, there to await the communication, orders or directions of such officer. The fact, if established, that the operator had committed no offense for which he was subject to arrest shall not constitute a defense to a prosecution under this section.

SECTION 57. *Pedestrians Must Cross Streets at Right Angles.* Pedestrians shall cross streets only at right angles.

SECTION 58. *Punishment.* Any person violating any of the provisions of this ordinance shall, upon conviction, be fined a sum not exceeding one hundred dollars and costs, and in default of payment may be committed to the City or County jail until such fine and costs are paid not exceeding thirty days, or with or without a fine a jail sentence may be imposed not exceeding the said thirty days.

SECTION 59. Ordinances No. 343, No. 381, and all other ordinances or parts thereof in conflict herewith are by this ordinance repealed and superseded.

SECTION 60. If any section, sentence or clause of this ordinance is for any reason held to be unconstitutional or invalid such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 61. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed the 4th day of April, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 377

AN ORDINANCE DEFINING, LICENSING AND REGULATING TAXICABS; LICENSING DRIVERS THEREOF; ESTABLISHING RATES AND FARES; PROVIDING FOR STAND UPON THE PUBLIC STREETS; REPEALING ALL ORDINANCES CONFLICTING HERewith; PROVIDING PUNISHMENT FOR A VIOLATION OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. For the purpose of this ordinance the term "taxicab" shall mean any motor vehicle carrying passengers for hire, except those operating upon a plan similar to street railways.

SECTION 2. No person, firm or corporation shall within the city operate a taxicab without first having obtained from the City Council a license therefor, and without having complied with all other provisions of this ordinance.

SECTION 3. The fee for such license, to be paid annually and in advance, shall be for the first taxicab, the sum of fifty dollars; for each additional license issued to any one person, firm or corporation, the sum of ten dollars. Licenses shall extend from the first day of April until the last day of March following and full license fee must be paid for any part of such year.

SECTION 4. No vehicle shall be licensed as a taxicab until it has been thoroughly and carefully inspected by the city marshal, or such other officer of the city as the Council may direct, and found to be in a safe, satisfactory and sanitary condition for the transportation of passengers. The report of such examination shall be filed with the city clerk.

SECTION 5. Upon an application being granted, the applicant shall, before the said license is issued, take out liability insurance in a reliable company to be approved by the Council, in a sum not less than ten thousand dollars for each taxicab licensed.

SECTION 6. Every taxicab licensed under the provisions of this ordinance shall have the name of the owner thereof plainly painted on the main panel of each rear door of the said vehicle in letters at least one and one-half inches in height.



SECTION 7. Any person, firm or corporation desiring a license for a taxicab shall make written application therefor to the City Council upon blanks to be furnished by the City Clerk. Said application shall contain the full name and address of the owner, the make, model and year of manufacture of the car, the Iowa State license number for the current year, and the engine and factory number of the same.

SECTION 8. Upon a license being granted there shall be delivered to the licensee a card of such size and form as may be determined by the City Clerk. Such card shall contain the official city license number of the taxicab and shall be signed by the said clerk. Licenses shall not be transferable, with the exception that a license may be transferred from one car to another of the same ownership, with the approval of the Council.

SECTION 9. The license card above referred to shall be affixed in a conspicuous place in the said taxicab.

SECTION 10. Any person, firm or corporation obtaining a taxicab license shall be entitled to have set off a parking stand or space upon Main Street between Kellogg and Burnett Avenues for not more than two taxicabs where they may stand while awaiting calls or passengers. Such parking space may be assigned by the City Marshal, subject to the approval of the Mayor.

SECTION 11. When, under the provisions of the preceding section, parking space has been assigned to any licensee and the same marked off, it shall be unlawful for any person to interfere with or obstruct the same.

SECTION 12. No person shall drive or operate a taxicab unless he shall have first obtained a driver's license therefor.

SECTION 13. An applicant for such a license shall be at least twenty-one years of age, of sound physique, good eye sight, not subject to epilepsy or any other infirmity of body or mind which would affect his ability to properly handle a taxicab. He must be able to read and write the English language and must show that he is familiar with the traffic ordinances of the city. He shall demonstrate under direction of the mayor his ability and skill to handle his vehicle in congested traffic or difficult conditions. He must be of good moral character and not addicted to the use of intoxicating liquor.

SECTION 14. Driver's licenses shall be issued by the mayor upon his finding that the applicant has the qualifications set forth in the preceding section. The Mayor is hereby authoriz-



ed to prescribe such rules and regulations for determining the qualifications of applicants as he may deem proper.

SECTION 15. When such license is issued there shall be delivered to the driver a metal badge, in such form as may be determined by the City Clerk, with the license number thereon, which badge shall be constantly and conspicuously displayed on the outside of the driver's coat when operating a taxicab. The fee for such license shall be one dollar.

SECTION 16. No person, firm or corporation operating a taxicab under the provisions of this ordinance shall charge more than the following amounts and prices:

(1) For the first one-third of a mile, or fraction thereof, twenty-five cents, excepting that between either of the depots of the city and any point on Main Street or the blocks between Main Street and Fifth Street, the charge shall not exceed the said sum of twenty-five cents.

(2) For each succeeding one-half mile, or fraction thereof, not exceeding ten cents.

(3) For each extra passenger, getting on and off at the same place, twenty-five cents.

(4) For each trunk carried in connection with a passenger, forty cents.

(5) Ten cents for each three minutes or fraction thereof, for waiting time. Waiting time shall mean time consumed while waiting at the direction of a passenger.

(6) The driver of a taxicab shall give to each passenger a receipt for the fare received.

SECTION 17. There shall be posted in each taxicab in a conspicuous place a card showing the rates set forth in preceding section.

SECTION 18. Every person, firm or corporation taking out a taxicab license shall furnish day and night service.

SECTION 19. Any person violating any of the provisions of this ordinance shall upon conviction thereof be fined a sum not exceeding one hundred dollars, and in default of payment shall be committed to the city or county jail until such fine and costs are paid, not exceeding thirty days. And the Mayor, or magistrate, holding police court, shall have the power, in addition to any fine imposed, to revoke or suspend the license issued to the offender, whether a taxicab license or a driver's license.



SECTION 20. Ordinance Number 366 and all other ordinances or parts thereof in conflict herewith are hereby repealed.

SECTION 21. This ordinance shall be in full force and effect upon its publication.

Passed the 4th day of April, 1927.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 426

### AN ORDINANCE IN RELATION TO BUILDING PERMANENT SIDEWALKS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. *Material, Location.* All sidewalks hereinafter built on streets that are at grade or substantially at grade, or that have been ordered brought to grade, and all sidewalks, unless ordered, shall be permanent sidewalks and shall be constructed of concrete as specified in the plans and specifications for permanent sidewalks prepared by the City Engineer and approved by the Council.

SECTION 2. *Plans, Specifications.* It shall be the duty of the City Engineer during the month of April each year to submit plans and specifications for permanent sidewalks to the Council, and the Council upon making such changes as they deem advisable, shall approve the same, and such plans and specifications so approved shall constitute the plans and specifications for permanent sidewalks for said fiscal year unless changed and continue in force until changed by vote of the City Council.

SECTION 3. *Property Owner May Build.* Any property owner may build or repair a permanent sidewalk in front or along his property at any time, at his own expense by securing a permit as hereinafter provided; but such sidewalks shall conform strictly to this ordinance and the plans and specifications then in force. No permanent sidewalks shall be built by any person, however, without securing a permit therefor, and whoever shall build or undertake to build or have any person build for him a permanent sidewalk without having first secured a permit therefor shall be guilty of a misdemeanor and upon con-



viction thereof shall be fined in a sum not to exceed One Hundred Dollars.

SECTION 4. *Resolution, Notice.* The City Council may by resolution order a permanent sidewalk constructed in front of any piece of property abutting upon any street, court or other public place, stating generally the kind of material to be used, and when the same is ordered, notice of the intention to construct such walk and that the same has been ordered, duly signed by the Mayor and Clerk, shall be given the owner, which notice may be served personally or may be published twice in some newspaper in the city, the personal service or last publication to be at least Ten (10) days before the date upon which the city may begin the construction of such walk. During the time provided in said notice the property holder may procure a permit and build or have the same built, but if he does not do so within said time then it shall be built by the city and the cost thereof assessed against his said property as herein provided.

SECTION 5. *City Contract for Building.* The City Council may enter into a contract for the building of all sidewalks which shall be ordered built by the city in any sidewalk order during the fiscal year, which contract shall be let in the name of the city to the lowest bidder on fifteen (15) days' notice as provided for in Section 6004 of the Code of Iowa, 1927, relating to contracts for street improvements, the city reserves the right to reject any and all bids. But such contract shall not prevent the letting of a special contract for a particular piece of property to be let in like manner. Or the Council may order a number of walks under a sidewalk order and let the contract for building such sidewalks at one time and within a time to be designated therein.

SECTION 6. *Permits to Build.* No person or persons, other than those under contract with the city, shall construct or lay any permanent sidewalk without having first obtained a permit from the City Manager. The application for such permit shall be in writing and state the owner of the property and the lot, lots or parcels of ground in front of which the walk is to be built.

SECTION 7. *Private Contractor, Bond, Duties:* Any person or firm desiring to engage in the construction of permanent sidewalks for private persons shall execute a corporate bond in an amount to be fixed by the City Manager, conditioned that he will hold the city harmless from damage because of carelessness of himself or his employees while occupying such street, and in



constructing such walk also for faulty construction, and that he will keep the walk in good and perfect repair for the time stated in the plans and specifications, and shall be liable on such bond to the City and property holder for any damage, loss and expense caused by reason of his failure to build such walk according to specifications and for any breach of the bond. One of the conditions of the bond shall be that the City Engineer's decision that the walk needs repair shall be final. No bond shall be good for a longer period than three years.

SECTION 8. *Inspection, Approval.* All permanent sidewalks built shall be subject at all times to inspection and control by the City. The City Engineer must report to the City Council on every permanent sidewalk built by the city contractor as soon as the examination has been made. The contractor building a walk under private contract shall report its completion to the City Engineer.

The Council may order any sidewalk which has not been constructed in accordance with the plans and specifications of the City Engineer taken up and replaced, and the person or firm building the same shall be liable on their bond for failure so to do within the time specified. The City Manager may revoke any permit without notice.

SECTION 9. *Abutting Property Assessed.* The cost of building any permanent sidewalk which has been built by the city shall be assessed against the lots or parcels of land in front of which the same shall be constructed and when such walk is completed and accepted notice of intention to make such assessment shall be given as provided in Section 5962 of the Code of Iowa, 1927, and amendments thereto, and said tax shall become due and delinquent and bear the same penalty as general city taxes.

SECTION 10. *Payment Under Waiver.* Unless the owner of any lot or parcel of land against which an assessment for permanent sidewalk is made shall, within thirty (30) days from the date of assessment, file written objections to the legality or regularity of the assessment or levy of such tax upon and against his property, such owner shall be deemed to have waived objections on these grounds, and shall have the right to pay said assessment with interest thereon not exceeding six per cent (6%) per annum in seven (7) equal annual installments, the first of which shall mature and be payable on the date of said assessment and the others, with interest on the whole amount unpaid, annually thereafter, at the same time and in the same manner as the March semi-annual payment of ordinary taxes, provided that if the aggregate of all assessments against the



property of an owner is twenty-five dollars (\$25.00) or less, such assessment shall be paid in one installment and within thirty (30) days following the levy.

*Delinquent Tax.* Each installment of such taxes, with interest, shall become delinquent on the first day of March next after its maturity and shall bear the same rate of interest, with same penalties as ordinary taxes.

SECTION 11. *Repairs for Defective Walks.* The City Manager shall have power to repair sidewalks in a defective condition liable to cause injury to persons using the same, without notice to the owners of property to which such defective sidewalks are adjacent, and the said Manager shall report the cost and expense thereof to the City Council, and the said Council shall then assess the cost and expense on the property in front of which said repairs are made, and such cost and expense shall be assessed, levied and collected as herein provided for the collection of the cost of the construction of permanent sidewalks, after notice to property owners.

SECTION 12. *Duties of City Officers.* Whenever the City Marshal, policemen or any city official shall find any walk in a condition apparently dangerous or with defects liable to cause injury to persons using the same, it shall be his duty to report the same to the City Manager, who shall put up barriers on said walks sufficient to protect the public, and then proceed at once without notice or delay to repair such walk and to keep the same barricaded until such repairs are made, and report the cost and expense of such repairs upon the property abutting thereon to the City Council, and said Council shall proceed to assess and levy the cost and expense of such repairs against the said property in the same way and by the same method as is herein provided for the assessment, levy and collection of the cost of construction and repair of sidewalks.

It shall be the duty of the City Marshal, whenever it shall come to his knowledge, or that of his policemen, that any person has sustained an injury on account of an alleged defect in a sidewalk or cross walk where said injury is claimed to have occurred, to ascertain all the facts in reference to such injury, and make a proper written record thereof and to deliver the same to the City Solicitor.

SECTION 13. *Condemn Sidewalks.* The City Council may at any time by resolution, condemn any sidewalk hereafter constructed in the city, which is constructed of materials or in any manner differing from what is herein specified, and may order and compel the walk to be rebuilt in conformity herewith.



SECTION 14. *Penalty.* Every person who shall directly or indirectly construct, relay or reconstruct any sidewalk contrary to the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than five dollars nor more than one hundred dollars, and shall be imprisoned until such fine and costs are paid, provided, however, that such imprisonment shall not exceed thirty days.

SECTION 15. *Repeal.* Ordinances No. 236 and No. 322 and all other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 16. *Effect.* This ordinance to be of full effect and force from and after its passage and publication as required by law.

Passed the 22nd day of September, 1930.

Approved the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

## ORDINANCE NO. 429

AN ORDINANCE RELATING TO THE USE OF STREETS AND ALLEYS IN THE CITY OF AMES, IOWA, FOR PRIVATE PURPOSES SUCH AS STAIRWAYS, AREAWAYS, VAULTS, BINS, STORAGE TANKS, ETC., AND REQUIRING A PERMIT FOR SUCH USE AND UPON CONDITIONS AS MAY BE FIXED BY THE CITY COUNCIL.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. No person, firm or corporation shall create, construct or maintain upon, over or under the surface of any street or alley in the City any chimney, stairway, platform, steps, areaways, railings, vaults, storage tanks, coal or boiler rooms or any other encroachment of like private and fixed character, except as hereinafter provided.

SECTION 2. No stairway, chimney, platform, steps, areaways, railings, vaults, storage tanks, coal or boiler rooms or any other encroachment of like private and fixed character, including excavations in which are placed oil, kerosene and gasoline storage tanks, shall be made in or over any of the streets or al-



leys of this City until permission therefor has been granted by the City Council and a written permit issued by the City Manager under such terms and upon such conditions as may be imposed by the City Council.

SECTION 3. The City Council may require the payment of such fees as it shall prescribe to be paid annually for the purpose of making an inspection of the encroachment for which a permit has been granted.

SECTION 4. The City Council may require as a condition precedent to the issuance of a permit by the City Manager that the property owner enter into a contract and furnish bond in an amount fixed by the City Council, conditioned to hold the City of Ames harmless from any damages sustained by any person or persons by reason of the encroachment for which the permit is granted being in any street or alley of the City of Ames.

SECTION 5. The City Council may at any time revoke any permit issued under and by virtue of the terms of this ordinance when the privilege granted thereunder conflicts with the City's use of the streets and alleys.

SECTION 6. Nothing herein shall be construed as authorizing the right of any person, firm or corporation to create or maintain a nuisance.

SECTION 7. Ordinance No. 232 and all other ordinances or parts thereof in conflict herewith are hereby repealed.

SECTION 8. Any person, firm or corporation violating any provision of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not exceeding one hundred dollars, with the costs of prosecution, and in default of payment may be committed to the city or county jail until such fine and costs are paid.

SECTION 9. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 388

AN ORDINANCE PRESCRIBING RULES AND REGULATIONS FOR THE EXCAVATION, FILLING, PLACING OF BUILDING MATERIALS OR CUTTING OF PAVEMENTS AND OTHER STREET APPURTENANCES WITHIN THE STREETS, AVENUES AND ALLEYS IN THE CITY OF AMES, IOWA, AND THE ISSUANCE OF PERMITS THEREFOR, AND FOR THE ENFORCEMENT OF SUCH RULES AND REGULATIONS AND PRESCRIBING PENALTIES FOR A VIOLATION THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. *Definition of Terms.* The following definition shall apply to all terms and provisions of this ordinance:

(a) *Pavement Surface:* For the purpose of this ordinance the term "pavement surface" shall include all pavements, pavement surfaces, sidewalks, curbs, curb and gutter slabs and all other appurtenances or construction within the limits of streets, avenues and alleys in the City of Ames, Iowa.

SECTION 2. *Permit Required.* It shall be unlawful for any person, firm or corporation to excavate, dig or to place building or other material, or to erect barricades, falsework, form work, or place other obstructions within the limits of any street, avenue or alley, or to cut into or through or excavate along or under any pavement surface without first obtaining written permission from the City Manager to do such work and without doing such work in the time and manner as specified in such permit.

SECTION 3. *Application for Permit.* Before beginning any of the work specified in Section 2 of this ordinance the person, firm or corporation desiring to do such work shall make application to the City Manager for a permit. Such application shall specify the location and extent of the proposed work, the manner and method of doing the same and the time during which the work will be in progress.

SECTION 4. *Issuance of Permits.* The City Manager may upon proper application issue a permit for any of the work specified in Section 2 of this ordinance, specifying therein such regulations and restrictions as he may deem necessary to insure the safety and convenience of the public and to restore the street surfaces damaged by such work in the most satisfactory manner.



SECTION 5. *Charges for Cuts in Pavement Surfaces.* Before issuing a permit for cutting into or through a pavement surface, the City Manager shall require the person, firm or corporation making application for such permit to make a cash payment to the city clerk in sufficient amount to reimburse the city for all costs and expense for work done or to be done by the city in connection with such permit and the increased maintenance cost of the pavement surfaces due to such work. The payments required shall be based on the following schedule of charges:

(a) For cuts in or through pavement surfaces in place one (1) year or less two (\$2.00) Dollars per square foot of surface cut, with a minimum charge of Fifty (\$50.00) Dollars.

(b) For cuts in or through pavement surface in place more than one (1) year and not exceeding four (4) years, one dollar and fifty cents (\$1.50) per square foot of surface cut, with a minimum charge of twenty-five (\$25.00) Dollars.

(c) For cuts in or through pavement surfaces in place more than four (4) years the actual costs incurred by the city in connection with such work plus a charge of fifty cents (\$0.50) per square foot of surface cut to cover increased maintenance and future repair costs.

The City Manager may, in addition to the above charges, require the person, firm or corporation doing such work to file an approved surety company bond to indemnify the city against claims for accidents or property damage arising from or occasioned by such work.

SECTION 6. *Additional Permits Not Required.* The issuance of a plumbing permit by the city for sewer and water connections shall be construed as granting permission to a licensed master plumber to do such excavation and filling within the limits of any street, avenue and alley other than cutting into or through or excavating under any pavement surface, as may be necessary to properly execute the work included in the plumbing permit. Such work shall, however, be done under the supervision of the City Manager and in such manner as he may direct.

SECTION 7. *Right of City to Do Work.* The City Manager may reserve the right to perform all or such portions of the work of cutting into or through or excavating along or under pavement surfaces, including the backfilling of trenches and pavement surfaces repairs, as he may deem necessary to fully protect the city from undue injury or excessive repair to such pavement surfaces.



SECTION 8. *Violation and Penalties.* Any person, firm or corporation, whether acting directly or through employees or agents, that violates, disobeys, omits, neglects, refuses to comply with or resists any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall for each offense be fined a sum not exceeding one hundred (\$100.00) Dollars, or imprisoned in the city or county jail for a term not to exceed thirty days, or may be both so fined and imprisoned. Each day that a violation of this ordinance is permitted to exist shall constitute a separate and distinct offense.

SECTION 9. *Repeal Conflicting Ordinances.* All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 10. *Ordinance in Effect.* This ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed the 2nd day of July, 1928.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 309

### AN ORDINANCE RELATING TO SANITARY SEWER CONNECTIONS AND ABATEMENT OF OUTDOOR TOILETS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That all owners of business and residence property located within a sewer district of the City of Ames, shall connect with the sanitary sewer.

SECTION 2. No outdoor toilets, privy, vault, cesspool or reservoir into which a privy, water closet or sink is drained, shall be established or permitted upon any property so situated as to be accessible to the sanitary sewers of the City of Ames.

SECTION 3. All outdoor toilets, privies, vaults, cesspools and reservoirs now in use and located upon property accessible to the sanitary sewers are hereby declared a nuisance and a menace to the public health and the use of the same shall be abolished and discontinued.



SECTION 4. All ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

SECTION 5. Any person who by himself or by his agent shall wilfully violate any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$100.00 or by imprisonment not exceeding thirty days.

SECTION 6. This ordinance shall be published as provided by law and be in full force and effect from and after its publication.

Passed the 2nd day of December, 1918.

E. H. Graves, Mayor.

A. B. Maxwell, City Clerk.

## PLUMBING RULES AND REGULATIONS

### ORDINANCE NO. 386

AN ORDINANCE TO PRESCRIBE RULES AND REGULATIONS FOR THE CONSTRUCTION, RECONSTRUCTION, ALTERATION AND REPAIR OF PLUMBING AND HOUSE DRAINAGE SYSTEMS IN BUILDINGS OR CONNECTING BUILDINGS WITH SEWERS AND WATER MAINS IN THE CITY OF AMES, IOWA; AND ISSUANCE OF PERMITS THEREFOR; TO PROVIDE FOR THE INSPECTION OF SUCH PLUMBING AND HOUSE DRAINAGE SYSTEMS, AND FOR THE ENFORCING OF SUCH RULES AND REGULATIONS, AND TO PRESCRIBE PENALTIES FOR A VIOLATION THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

#### ARTICLE I

#### SUPERVISION, INSPECTION AND FEES

SECTION 1. *Permit Required.* No person, firm or corporation shall begin work on the construction, reconstruction, alteration or repair of any plumbing system in any building or connecting any building with any sewer or water main in the City of Ames, Iowa, unless he is a licensed Master Plumber (except as provided in Section 4 of this ordinance) and before beginning



such work has first obtained a permit for the same from the City Manager of the City of Ames, Iowa.

SECTION 2. *Application for Permit.* Any Master Plumber desiring such permit shall file with the City Manager an application in writing on the standard form provided by the City for such application, stating therein the location of such work, owner's name, the name of the plumbing contractor and the amount and nature of the work to be performed under the permit, and that such work is to be done in accordance with the ordinances of the City of Ames, Iowa, and the rules and regulations of the local and state Boards of Health.

SECTION 3. *Permit Issued.* Upon the City Manager's approval of the application for a permit as provided in Section 2 hereof he shall issue a plumbing permit to the Master Plumber applying therefor. Said permit shall not be in force or effect until all inspection and other fees as provided herein have been paid.

SECTION 4. *Permits Not Required.* Permits will not be required for the removal of stoppage in soil or waste pipes, or for replacing broken fixtures, provided such fixtures conform to the regulations contained in this ordinance, nor for replacing tanks or faucets or repairing leaks in waste pipes or the repair of water supply pipes or tanks.

SECTION 5. *Supervision of the Work.* When a permit has been issued for plumbing work the doing of such plumbing shall be under the supervision of the City Manager or his authorized representative at all times and until its completion and acceptance, and he may revoke said permit at any time when such work is not being done in accordance with this ordinance or the approved plans and permit, and if such permit is revoked it will be unlawful for any person to proceed further with said work without written consent of the City Manager. All matters pertaining to the cutting of pavement or excavation and filling of trenches and ditches within the limits of streets and alleys shall be in accordance with the provisions of the ordinance relating thereto.

When a permit has been issued to do plumbing work such work shall be started within sixty (60) days from date of the permit, and be completed within one (1) year after the beginning of the work, otherwise such permit is null and void and a new permit must be obtained.

When a permit has been issued for plumbing work no additional work not included in the permit may be put in or ad-



ditional fixtures set without the approval of the City Manager and a new permit for such additional work first obtained.

SECTION 6. *Special Permits.* Where special fixtures, sewer or ventilation constructions are required for which there is no provision in this ordinance the City Manager may, upon examination, recommend in writing to the City Council such rules and regulations as in his judgment the condition may demand and upon approval of such recommendations by the City Council, the City Manager may issue a permit for such work.

SECTION 7. *Notification of Inspection.* When roughing work has been completed and before any such work has been covered or in any way concealed from view and connected to the sewer or any fixtures set, the work shall be inspected as provided herein:

(A) It shall be the duty of the Master Plumber or his representative to notify the City Manager orally, by telephone or in writing, not less than eight (8) working hours between the hours of 8 A. M. and 4 P. M. before the work is to be inspected and tested, giving the permit number, location of work and the time when such work will be ready for inspection.

(B) It shall be the duty of the plumber to make sure that the work will stand the test prescribed before giving the above notification.

(C) If, after inspection, the City Manager finds that the work will not stand the test, the plumber shall be required to renotify as above and to pay a sum sufficient to cover all expenses for each such additional inspection.

(D) If the City Manager or his authorized representative after having been notified in writing fails to appear within 24 hours, exclusive of Sundays and holidays, after such notification the inspection or test shall be deemed to have been made and the plumber required to file an affidavit with the City Manager that the work was installed in accordance with this ordinance and permit, and that it was free from defects and that the required tests had been made and the system was found free from leaks.

SECTION 8. *Testing Plumbing System.* All piping of the plumbing system shall be tested with water in the presence of the inspector before final acceptance. If inspection or test shows defects such defective work or materials shall be replaced within three (3) days and the test repeated. The air and smoke test shall be used in testing the sanitary condition of the drainage or plumbing system of existing buildings where there is reason



to believe that such plumbing system has become defective. In buildings condemned by the City Manager or Board of Health because of unsanitary conditions of the plumbing system the alterations in such system shall not be considered as repairs, but as new plumbing.

SECTION 9. *Defective Fixtures.* All installed fixtures found defective or in an unsanitary condition shall be repaired, renovated, replaced or removed within 30 days upon written notice from the City Manager.

SECTION 10. *Temporary Toilet Facilities.* Temporary toilet facilities shall be provided for the use of workmen during the construction of any building. These toilet facilities shall be maintained in a sanitary condition.

SECTION 11. *Water Test.* The water test shall be applied to the drainage system in its entirety or in sections. If applied to the entire system, all openings in the piping shall be tightly closed, except the highest opening above the roof and the system filled with water to the point of overflow above the roof.

If the system is tested in sections, each opening shall be tightly plugged, except the highest opening of the section under test, and each section shall be filled with water, but no section shall be tested with less than a 10-foot head of water. In testing successive sections at least the upper 10 feet of the next preceding section shall be retested, so that no joint or pipe in the building shall have been submitted to a test of less than a 10-foot head of water.

*Conductor pipes and their roof connections* within the halls of buildings or conductor branches on the outside system where such branches connect with the house drain or are less than 3 feet from the wall of the building, shall be tested by the water. Conductor branches on the outside system shall be inspected and approved.

SECTION 12. *Order of Tests.* The tests may be made separately as follows:

(a) The house drain, including all piping to the height of ten (10) feet above the highest point on the house drain, except the exposed connections to fixtures.

(b) If the portion of the house drain placed below the basement floor level is to be covered prior to the applications of the water test to other portions of the plumbing system, it shall be tested with water and the work approved before being covered.



(c) The soil, waste, vent, inside conductor and drainage pipes which would be covered up before the building is enclosed or ready for completion.

(d) Upon the completion of the entire water distribution system, it shall be tested and proved tight under the water pressure not less than the maximum working pressure under which it is to be used.

SECTION 13. *Material and Labor for Tests.* The equipment, material, power and labor necessary for the inspection and all tests shall be furnished by the plumber.

SECTION 14. *Right to Inspect Buildings.* The City Manager or his authorized representatives shall have access to all buildings for the purpose of examining the work and carrying into effect the provisions of this ordinance.

SECTION 15. *Covering of Work.* No drainage or plumbing system or part thereof shall be covered until it has been inspected, tested and approved as herein prescribed.

If any house drainage or plumbing system or part thereof is covered before being regularly inspected, and approved, as herein prescribed it shall be uncovered for inspection upon the direction of the City Manager.

SECTION 16. *Inspection and Test Not Required.* No tests or inspections shall be required where a plumbing system or part thereof is set up for exhibition purposes and is not used for toilet purposes and not directly connected to a sewerage system nor after the repairing or replacing of an old fixture, faucet or valve by a new one (to be used for the same purpose); nor after forcing out stoppages and repairing leaks.

SECTION 17. *Stable and Stable Yards.* If a stable or any part of a stable be used for human habitation, the same inspections and tests of plumbing and drainage systems thereof shall be made as in the case of an ordinary dwelling. Otherwise, all stable and stableyard drains shall be inspected but need not be tested.

SECTION 18. *Garage and Drainage System.* For a garage or any part of a garage the same tests and inspection of the plumbing and drainage system thereof shall be made as in the case of an ordinary dwelling.

SECTION 19. *Inspection Fees.* The following schedule of fees and inspection charges shall apply to all work done under



the provisions of this ordinance except as otherwise noted herein:

*Inspection Fees:*

- (a) First fixtures placed or opening left for future fixture .....\$1.00
- (b) Each additional fixture placed or opening left for future fixture up to and including six (6)..... .50
- (c) Each additional fixture placed or opening left for future fixture in excess of six (6)..... .25
- (d) Each connection made with the sewer..... 1.00
- (e) Minimum charge for second and each succeeding inspection ..... 2.00

All inspection fees shall be paid to the City Clerk, who shall issue his receipt therefor.

The above inspection fees shall not apply to plumbing work which has been ordered remodeled or reconstructed upon notice from the City Manager or Board of Health or to fixtures which are set in openings for which former inspection fees have been paid.

All work being done under one contract shall be included in one permit as a basis for the inspection charge.

In the reconstruction, alteration and repair of plumbing systems the old fixtures which are not removed from the wall or present position may be connected with a new trap, waste and soil pipe without the payment of the inspection fees specified herein.

SECTION 20. *Certificate of Approval.* Upon the satisfactory completion and final test of the plumbing system a certificate of approval shall be issued to the owner by the City Manager.

## ARTICLE II

### DEFINITION OF TERMS

SECTION 21. *Definition of Terms.* The following definition shall apply to all terms and provisions of this ordinance.

(a) Master Plumber. For the purpose of this ordinance the term "Master Plumber" shall mean and refer to any person, firm association or persons or corporation who shall engage in a plumbing business in the City of Ames, Iowa, and who is licensed in the State of Iowa, as Master Plumber as provided in Ordinance 328 of the City of Ames, Iowa.

(b) Journeyman Plumber. For the Purpose of this ordinance the term "journeyman plumber" shall mean and refer to



a person licensed as such in the State of Iowa as provided in Ordinance No. 328 of the City of Ames, Iowa.

(c) **Plumbing.** Plumbing is the art of installing in buildings the pipes, fixtures and other apparatus for bringing in the water supply and removing liquid and water carried wastes.

(d) **Plumbing System.** The plumbing system of a building includes the water supply distributing pipes; the fixtures and fixture traps; the soil, waste, and vent pipes; the house drain and house sewer; the storm-water drainage; with their devices, appurtenances, and connections all within or adjacent to the building.

(e) **Water-Service Pipe.** The water-service pipe is the pipe from the water main to the building served.

(f) **Water-Distribution Pipes.** The water-distribution pipes are those which convey water from the service pipe to the plumbing fixtures.

(g) **Plumbing Fixtures.** Plumbing fixtures are receptacles intended to receive and discharge water, liquid or water-carried wastes into a drainage system with which they are connected.

(h) **Trap.** A trap is a fitting or device so constructed as to prevent the passage of air or gas through a pipe without materially affecting the flow of sewage or waste water through it.

(i) **Trap Seal.** The trap seal is the vertical distance between the crown weir and the dip of the trap.

(j) **Vent Pipe.** A vent pipe is any pipe provided to ventilate a house-drainage system and to prevent trap siphonage and back pressure.

(k) **Local Ventilating Pipe.** A local ventilating pipe is a pipe through which foul air is removed from a room or fixture.

(l) **Soil Pipe.** A soil pipe is any pipe which conveys the discharge of water-closets, with or without the discharges from other fixtures to the house drain.

(m) **Waste Pipe and Special Waste.** A waste pipe is any pipe which receives the discharge of any fixture, except water-closets, and conveys the same to the house drain, soil, or waste stacks. When such pipe does not connect directly with a house drain or soil stack, it is termed a special waste.

(n) **Main.** The main of any system of horizontal, vertical or continuous piping is that part of such system which re-



ceives the wastes vent or back vents, from fixture outlets or traps, direct or through branch pipes.

(o) Branch. The branch of any system or piping is that part of the system which extends horizontally at a slight grade, with or without lateral or vertical extensions or vertical arms, from the main to receive fixture outlets not directly connected to the main.

(p) Stack. Stack is a general term for any vertical line of soil waste, or vent piping.

(q) House Drain. The house drain is that part of the lowest horizontal piping of a house drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of any building and conveys the same to the house sewer.

(r) House Sewer. The house sewer is that part of the horizontal piping of a house drainage system extending from the house drain to its connection with the main sewer or approved sewage treatment plant and conveying the drainage of but one building site.

(s) Size and Length. The given caliber or size of pipe is for a nominal internal diameter, except that other than iron pipe size, brass pipe is measured by its outside diameter. The developed length of a pipe is its length along the center of pipe and fittings.

(t) Dead End. A dead end is a branch leading from a soil, waste, vent, house drain or house sewer which is terminated at a developed distance of two (2) feet or more by means of a cap, plug, or other fitting not used for admitting water to the pipe.

### ARTICLE III

#### GENERAL REGULATIONS

SECTION 22. *Grades of Horizontal Piping.* All horizontal piping shall be run in practical alignment and at a uniform grade of not less than one-eighth ( $1/8$ ) of an inch per foot, and shall be supported or anchored at intervals not to exceed ten (10) feet. All stacks shall be supported at their bases and all pipes shall be rigidly secured.

SECTION 23. *Change in Direction.* All changes in direction shall be made by the appropriate use of 45 degree wyes, half wyes, long sweep quarter bends, sixth, eighth, or sixteenth bends, except that single sanitary tees may be used on vertical



stacks and short quarter bends may be used in soil and waste lines where the change in direction of flow is from the horizontal to the vertical. Tees and crosses may be used in vent pipes.

SECTION 24. *Prohibited Fittings.* No double hub, double T, or double sanitary T. branch shall be used on soil or waste lines. The drilling and burning of holes in, or the tapping of house drains, soil waste, or vent pipes, the use of saddle hubs and bands and the welding of brazing or parts into pipes to make fittings are prohibited.

SECTION 25. *Dead-Ends.* In the installation of any drainage system dead ends shall be avoided wherever possible.

SECTION 26. *Protection of Material.* All pipes passing under or through walls shall be protected from breakage. When a service pipe is to supply a building which has an area of wall between the main and the building the service pipe must go under the area wall. Service pipe must also be laid under cellar walls. Pipes shall not be run under or through flues. All pipes passing through or under cinder, concrete or other corrosive material shall be protected against external corrosion.

SECTION 27. *Workmanship.* Workmanship shall be of such character as fully to secure the results sought to be obtained in all of the sections of this ordinance and all plumbing installed shall comply with the requirements of this ordinance.

#### ARTICLE IV

##### QUALITY AND WEIGHTS OF MATERIALS

SECTION 28. *Materials, Quality of.* All materials used in any drainage or plumbing system, or part thereof, shall conform to the detailed requirements specified herein and shall be free from any defects.

SECTION 29. *Label, Cast or Stamp.* Each length of pipe, fitting, trap and fixture used in a plumbing drainage system shall be indelibly stamped or marked with the weight, quality and the maker's mark or name.

SECTION 30. *Vitrified Clay.* All vitrified clay pipe shall conform to the A. S. T. M. Standard Specifications for Clay Sewer Pipe (Serial designation C13-20).

SECTION 31. *Cast-Iron Pipe.* (a) *Quality.* All cast iron pipe and fittings, except as provided in Section 111, shall be



"extra heavy" and conform to the A. S. T. M. "Standard Specifications of 'extra heavy' Cast-iron Soil Pipe and Fitting." (b) Coating. All cast-iron pipe and fitting shall be coated with asphaltum or coal tar pitch.

SECTION 32. *Wrought-Iron Pipe.* All wrought-iron pipe shall conform to the A. S. T. M. "Standard Specifications of Welded Wrought-Iron Pipe" (Serial Designation A 72-21) and shall be galvanized.

SECTION 33. *Mild-Steel Pipe.* All steel pipe shall conform to the A. S. T. M. "Standard Specifications for Welded and Seamless Steel Pipe" (Serial designation, A 53-21) and shall be galvanized.

SECTION 34. *Brass Pipe.* Brass pipe shall conform to the standard specifications of the A. S. T. M. for "Brass Pipe, Standard Sizes," (Serial designation, B 43-23).

SECTION 35. *Copper Pipe and Tubing.* Copper tubing used in service connections shall be soft annealed seamless copper tubing. The copper used shall have a purity of not less than ninety-nine and nine tenths (99.9) percent as determined by electrolytic assay, silver being counted as copper. The test specimen shall show an ultimate tensile strength (after being annealed) of at least 30,000 pounds per square inch and an elongation of twenty-five (25) per cent in eight (8) inches. The tubes shall meet all requirements of the Master Specification for Copper Seamless Tubing of the Federal Specification Board (Specification number 287).

The standard weights and dimensions of copper seamless tubing shall be as follows:

Nominal Size	O. D.	Wall	Lbs. per ft.	Minimum Test	
				Pressure Lbs.	Weight per sq. in.
1/2 inch	.625 inch	.049 inch	.343		1140
3/4 inch	.875 inch	.065 inch	.640		1040
1 inch	1.125 inch	.065 inch	.838		780
1 1/4 inch	1.375 inch	.065 inch	1.04		630
1 1/2 inch	1.625 inch	.072 inch	1.36		580
2 inches	2.125 inch	.083 inch	2.06		520

Copper pipe shall conform to the requirements of the specifications of the A. S. T. M. for Copper Pipe. (Serial Designation B. 42-23).

SECTION 36. *Lead Pipe, Diameter, Weights.* All lead pipe shall be of best quality of drawn pipe, of not less weight per linear foot than shown below.



(a) Lead soil, waste, vent, or flushpipes (light):

<i>Inches - Internal Diameter</i>		<i>Weights per foot - Internal Diameter</i>	
		<i>Weights per foot</i>	
1	2 lbs. 8 ozs.	2 inches	5 lbs. ozs.
1 1/4	3 lbs. ozs.	3 inches	6 lbs. 3 ozs.
1 1/2	4 lbs. ozs.	4 inches	8 lbs. ozs.

(b) Lead water-supply pipe above ground (strong):

<i>Inches - Internal Diameter</i>		<i>Weights - Internal Diameter Wgts.</i>	
		<i>Per Foot</i>	
1/2	1 lb. 12 ozs.	1 1/4 inches	4 lbs. 12 ozs.
5/8	2 lbs. 8 ozs.	1 1/2 inches	6 lbs. ozs.
3/4	3 lbs. ozs.	1 3/4 inches	6 lbs. 8 ozs.
1	4 lbs. ozs.	2 inches	8 lbs. ozs.

(c) Lead Water-supply pipe under ground (extra strong):

<i>Inches - Internal Diameter</i>		<i>Weights - Internal Diameter Wgts.</i>	
		<i>Per Foot</i>	
1 1/2	2 lbs. 8 ozs.	3/4 inch	3 lbs. 8 ozs.
5/8	3 lbs. ozs.	1 inch	4 lbs. 12 ozs.

(d) Lead Water-supply pipe under ground (double extra strong):

<i>Inches - Internal Diameter</i>		<i>Weights - Internal Diameter Wgts.</i>	
		<i>Per Foot</i>	
1 1/4	6 lbs. 12 ozs.	1 3/4 inches	9 lbs. 8 ozs.
1 1/2	9 lbs. ozs.	2 inches	10 lbs. 14 ozs.

(e) All lead bends and traps shall be of a quality known to the trade as "extra heavy."

SECTION 37. *Sheet Lead.* Sheet lead shall weigh not less than four (4) pounds per square foot.

SECTION 38. *Sheet Copper or Brass.* Sheet copper or brass shall be not lighter than No. 18 B and S. guage, except that for local and interior ventilating pipe it shall be not lighter than 26 B. and S. guage.

SECTION 39. *Galvanized Sheet Iron.* Galvanized sheet iron shall be not lighter than the following B. and S. guage:

- No. 26 for 2 to 12 inch pipe.
- No. 24 for 13 to 20 inch pipe.
- No. 22 for 21 to 26 inch pipe.

SECTION 40. *Threaded Fittings.* (a) Plain screwed fittings shall be of cast iron, malleable iron or brass of standard weight and dimensions. (b) Drainage fittings shall be of cast



iron, malleable iron, or brass, with smooth interior waterway, with threads tapped out of solid metal. (c) All cast iron fittings used for water-supply distribution shall be galvanized. (d) All malleable iron fittings shall be galvanized.

SECTION 41. *Calking Ferrules.* Drive ferrules and combination lead and iron ferrules are prohibited. Brass calking ferrules shall be of the best quality red cast brass, with weights and dimensions not less than those given in the following table:

		<i>Length</i>	<i>Weight</i>
<i>Pipe size inches - Actual Inside Dia. inches -</i>	<i>Inches -</i>	<i>Lbs. Ozs.</i>	
2	2 $\frac{1}{4}$	4 $\frac{1}{2}$	1
3	3 $\frac{1}{4}$	4 $\frac{1}{2}$	1 12
4	4 $\frac{1}{4}$	4 $\frac{1}{2}$	2 8

SECTION 42. *Soldering Nipples and Bushings.* (a) Soldering nipples shall be of brass pipe, iron-pipe size, or of heavy cast red brass not less than the following weights:

<i>Diameter</i>	<i>Weights</i>	<i>Diameter</i>	<i>Weights</i>
<i>Inches</i>	<i>Lbs. Ozs.</i>	<i>Inches</i>	<i>Lbs. Ozs.</i>
1 $\frac{1}{4}$	6	2 $\frac{1}{2}$	1 6
1 $\frac{1}{2}$	8	3	2
2	14	4	3 8

(b) Soldering bushings shall be of brass pipe, iron-pipe size, or of heavy, cast red brass.

SECTION 43. *Floor Flanges for Water-Closets.* Floor flanges for water-closets shall be not less than three-sixteenths ( $\frac{3}{16}$ ths) of an inch thick, and of brass or cast iron, weighing not less than one pound. Cast-iron screw flanges are prohibited.

## ARTICLE V

### JOINTS AND CONNECTIONS

SECTION 44. *Water and Air Tight Joints.* All joints and connections mentioned under this article shall be made permanently gas and water tight.

SECTION 45. *Vitrified Pipe.* All joints in vitrified clay pipes or between vitrified clay pipe and metals, shall be water-tight joints.

SECTION 46. *Calked Joints.* All calked joints shall be firmly packed with oakum or hemp, and shall be secured only with pure lead, not less than one (1) inch deep, well calked and no paint, varnish, or putty will be permitted until after joints are tested.



SECTION 47. *Screw Joints.* All screw joints shall be American Standard screw joints and all burs or cuttings shall be removed.

SECTION 48. *Cast Iron.* Cast iron joints may be either calked or screw joints made in the approved manner.

SECTION 49. *Wrought Iron, Steel or Brass to Cast Iron.* The joints may be either screwed or calked joints made in the approved manner.

SECTION 50. *Lead Pipe.* Joints in lead pipe or between lead pipe and brass or copper pipes, ferrules, soldering nipples, bushings, or traps, in all cases on the sewer side of the trap and in concealed joints on the inlet side of the trap, shall be full-wiped joints, with an exposed surface of the solder to each side of the joint not less than three-quarters ( $\frac{3}{4}$ ) of an inch and a minimum thickness at the thickest part of the joint of not less than three-eighths ( $\frac{3}{8}$ ) of an inch.

SECTION 51. *Lead to Cast Iron, Steel or Wrought Iron.* The joints shall be made by means of a calking ferrule, soldering nipple or bushing.

SECTION 52. *Slip Joints and Unions.* Slip joints will be permitted only in trap seals or on the inlet side of the trap. Unions on the sewer side of the trap shall be ground faced, and shall not be concealed or inclosed.

SECTION 53. *Roof Joints.* The joint at the roof shall be made water-tight by use of copper, lead or iron plates or flashings. Roof flashings shall be of lead or copper.

SECTION 54. *Closet, Pedestal Urinal and Trap, Standard Slop Sink, Floor Connections.* A brass floor connection shall be wiped or soldered to lead pipe or screwed to wrought iron or steel pipe and the floor connection bolted to an earthen ware trap flange. A metal to earthenware, a metal to metal union, or a lead or asbestos basket or washer shall be used to make a tight joint.

SECTION 55. *Increasers and Reducers.* Where different sizes of pipes or pipes and fittings are to be connected, proper size increasers or reducers, pitched at an angle of 45 degrees between the two sized, shall be used.

SECTION 56. *Prohibited Joints and Connections.* Any fitting or connection which has an enlargement, chamber, or re-



cesses with a ledge shoulder or reduction of the pipe area in the direction of the flow on the outlet or drain side of any trap is prohibited.

SECTION 57. *Expansion Bolts.* Connections of wall hangers, pipe supports, or fixtures settings with the masonry, stone, or concrete backing shall be made with expansion bolts without the use of wooden plugs.

SECTION 58. *New Materials.* Any other material than that specified in this ordinance, which the City Manager approves as being equally efficient, may be permitted.

## ARTICLE VI

### TRAPS AND CLEAN OUTS

SECTION 59. *Traps, Kind.* Every trap except grease traps shall be self-cleaning. Traps for bathtubs, lavatories, sinks and other similar fixtures shall be of lead, brass, cast iron or of malleable iron, galvanized or porcelain enameled inside. Galvanized or porcelain enameled traps shall be extra heavy, and shall have a full bore smooth interior waterway with threads tapped out of solid metal. Brass used must not be less than 17 gauge and brass traps, exclusive of C. O. Plugs shall weigh not less than  $11\frac{1}{4}$  lbs., trap 2 lbs., 1 oz.,  $11\frac{1}{2}$  P. trap, 22 lbs. 8 ozs.

SECTION 60. *Traps, Prohibited.* No form of trap which depends for its seal upon the action of moval parts or concealed interior partitions shall be used for fixtures, except grease traps. Running traps on main house drains are prohibited.

SECTION 61. *Traps, Where Required.* Each fixture shall be separately trapped by a water-seal trap placed as near to the fixture as possible, except that a set of not more than three (3) laundry traps or lavatories or a set of two (2) laundry trays and 1 sink may connect with a single trap, provided the trap is placed centrally and the branches connect into the trap seal at an angle of not more than 60 degrees to the vertical arm. In no case shall the waste from a bathtub or other fixture discharge into a water-closet trap. No fixture shall be double-trapped.

SECTION 62. *Water Seal.* Each fixture trap shall have a water seal of not less than two (2) inches and not more than four (4) inches, except grease traps.

SECTION 63. *Trap Clean Outs.* Each trap, except those in combination with fixtures in which the trap seal is plainly vis-



ible and accessible, shall be provided with an accessible brass clean out of ample size, protected by the water seal.

SECTION 64. *Trap Levels and Protection.* All traps shall be set true with respect to their water seals and protected from frost and evaporation.

SECTION 65. *Pipe Clean Outs.* The bodies of clean-out ferrules shall be made of standard pipe sizes, conform in thickness to that required for pipe and fittings of the same metal and extend not less than one-quarter ( $\frac{1}{4}$ ) inch above the hub. The clean-out or plug shall be of heavy red brass not less than one-eighth ( $\frac{1}{8}$ ) inch thick and be provided with raised nut or recessed socket or an approved pattern for removal.

SECTION 66. *Pipe Clean Outs, Where Required.* A clean out easily accessible shall be provided at the foot of each vertical waste or soil stack, except where the base of the stack is less than seven (7) feet distant from the inside wall. Branch lines to fixtures shall have accessible cleanouts. There shall be at least two (2) cleanouts in the house drain—one at or near the base of the stack and the other inside the wall near the connection between the house drain and house sewer. Clean outs shall be of the same nominal size as the pipes up to 4 inches and not less than 4 inches for larger pipes. The distance between clean outs in horizontal soil lines shall not exceed 50 feet.

SECTION 67. *Manholes.* All underground traps and clean outs of a building except where clean outs are flush with the floor, and all exterior underground traps shall be made accessible by manholes with proper covers.

SECTION 68. *Grease Traps.* Whenever a building is used as a hotel, restaurant, boarding or tenement house the owner shall provide a properly constructed grease trap, through which all slops of greasy nature shall pass. The City Manager may compel any person, firm or corporation to provide and use a grease trap as aforesaid when, in his judgment, the same is necessary. When a grease trap is installed, it shall be placed as near as possible to the fixture from which it receives the discharge and should have twice the capacity of the fixture.

SECTION 69. *Sand Traps.* The City Manager may when, in his opinion, conditions necessitate the same, require the construction of sand traps. Sand traps when installed should be so designed and placed as to readily be accessible for cleaning.

SECTION 70. *Basement Floor Drains.* Cellar or basement



floor drains and trap shall be so constructed that it can be readily cleaned and of a size to serve efficiently the purpose for which it is intended. The floor drain shall have a brass clean-out plug, accessible for cleaning out purposes. The drain inlet shall be so located that it is at all times in full view.

## ARTICLE VII

### WATER SUPPLY FOR FIXTURES

SECTION 71. *Water Supply to Fixtures.* All plumbing fixtures shall be provided with a sufficient supply of water for flushing to keep them in a sanitary condition. Every water-closet or pedestal urinal shall be flushed by means of an approved tank or flush valve of at least four gallons flushing capacity for waterclosets and at least 2 gallons for urinals, and shall be adjusted to prevent the waste of water. The flush pipe for water-closet flush tank shall be not less than  $1\frac{1}{4}$  inches in diameter, and the water from flush tanks shall be used for no other purpose.

No water-closet or urinal bowl shall be supplied directly from a water-supply system through a flushometer or other valve unless such valve is set above the water-closet or urinal or in a manner such as to prevent any possibility of polluting the water supply.

SECTION 72. *Size of Water-Supply Pipes.* The minimum size of water-service pipes to fixture supplies shall be as follows:

Sill Cocks	$\frac{1}{2}$ inch	Bathtubs	$\frac{1}{2}$ inch
Hot Water	$\frac{1}{2}$ inch	Water-closet tanks	$\frac{3}{8}$ inch
Laundry trays	$\frac{1}{2}$ inch	Urinals	$\frac{3}{8}$ inch
Sinks	$\frac{1}{2}$ inch	Shower Bath	$\frac{1}{2}$ inch
Lavatories	$\frac{3}{8}$ inch		

SECTION 73. *Water Supply Control.* A main shut-off on the water-supply line shall be provided six feet outside of property line. Accessible shut-offs should be provided on the main supply line just inside the foundation wall and for each riser line, for each lawn sprinkler, for supply to each hot water tank or range boiler and for each water-closet.

SECTION 74. *Water Supply-Pipes and Fittings—Material.* All water-supply pipes for a plumbing system shall be of lead, copper galvanized wrought-iron, or steel, brass, or cast iron, with brass or galvanized cast iron or galvanized malleable iron fittings. When cast iron fittings are used on cast iron water mains, they shall be of the same material as the water main. No



pipe or fittings that have been used for other purposes shall be used for distributing water.

SECTION 75. *Water Supply, Protection.* All concealed water pipes and storage tanks subject to freezing temperatures shall be protected against freezing. All water pipes shall be installed so as same may be easily drained and are to be hung or laid without trapping same if possible. If trapping is unavoidable tees and drainage plugs shall be installed.

SECTION 76. *Relief Valves.* On all range boilers and hot water storage tanks, and wherever a check valve is installed on the cold water supply pipe between the street main and the hot-water tank there shall be installed on the hot-water distributing system a suitable relief valve of the diaphragm operator type. No valves to be permitted on any flow pipes between tank and heater. Check and relief valves of the diaphragm operator type shall be installed in hot-water lines which may cause damage to meters.

## ARTICLE VIII

### PLUMBING FIXTURES

SECTION 77. *Materials.* All receptacles used as water-closets, urinals, or otherwise for the disposal of human excreta, shall be vitrified earthenware or cast iron, white enameled on the inside.

SECTION 78. *How Installed.* All plumbing fixtures shall be installed free and open in a manner to afford access for cleaning. Where practical all pipes from fixtures shall be run to the wall, and no lead trap or pipe shall extend nearer to the floor than 12 inches unless protected by a casing.

SECTION 79. *Water-Closet Bowls.* Water-closet bowls and traps shall be made in one piece and of such form as to hold sufficient quantity of water, when filled to the trap overflow, to prevent fouling of surfaces, and shall be provided with integral flushing rims constructed so as to flush the entire interior of the bowl.

SECTION 80. *Frost-Proof Closets.* Frost-proof closets are prohibited in dwellings.

SECTION 81. *Fixtures Prohibited.* Fixed wooden wash trays or sinks shall not be installed in any building. No new copper lined wooden bathtubs shall be installed, and an old



fixture of the class taken out shall not be so reconnected. Pan and valve plunger, offset washout and other water-closets having invisible seals or unventilated space, or walls not thoroughly washed at each flush shall not be used. Long hopper closets or similar appliances shall not hereafter be installed. No dry closet or chemical closet shall be installed in any building, except may be installed in a building separate and removed at least 12 feet from any other building.

SECTION 82. *Floor Drains and Shower Drains.* A floor drain or a shower drain shall be considered a fixture and provided with a strainer.

SECTION 83. *Fixture Strainers.* All fixtures other than water-closets and pedestal urinals shall be provided with fixed strong metallic strainers with outlet areas not less than that of the interior of the trap and waste pipe.

SECTION 84. *Fixture Overflow.* The overflow pipe from a fixture shall be connected on the house or inlet side of the trap and be so arranged that it may be cleaned. The use of acids and similar chemicals for cleaning pipes are prohibited.

## ARTICLE IX

### VENTILATION OF ROOMS AND FIXTURES

SECTION 85. *Location of Fixtures.* No trapped plumbing fixtures shall be located in any room or apartment which does not contain a window placed in an external wall or is not otherwise provided with proper ventilation.

SECTION 86. *Ventilating Pipe, How Connected.* (a) Ventilation pipes from fixtures and toilet rooms shall be separate and distinct and have no connection whatever with the other ventilating ducts or pipes in the building. (b) All gas water-heaters must have a fume vent pipe installed so as to vent to the outside air; either through an established flue or independently through the roof.

Rubber hose shall not be used to connect gas stoves and heaters to service pipe.

## ARTICLE X

### SOIL, WASTE AND VENT PIPES

SECTION 87. *Material.* All main or branch soil, waste and vent pipes within the building shall be of cast iron, galvanized steel or wrought iron, lead, brass, or copper, except that no galvanized steel or wrought iron pipe shall be used for underground soil or waste pipes.



SECTION 88. *Fixture Unit.* The following table based on the rate of discharge from a lavatory as a unit shall be employed to determine fixture equivalents:

*Fixture Units*

One lavatory or wash basin .....	1
One drinking fountain .....	1
One kitchen sink .....	1 1/2
One bathtub .....	2
One laundry tray .....	3
One combination fixture .....	3
One urinal .....	3
One shower bath .....	3
One floor drain .....	3
One slop sink .....	4
One water-closet .....	6

One hundred and eight square feet of roof or drained area in horizontal projection shall count as one fixture unit.

SECTION 89. *Soil and Waste Stacks.* Every building in which plumbing fixtures are installed shall have a soil or waste stack, or stacks, extending full size through the roof. Soil and waste stacks shall be as direct as possible and free from short angles and turns. The required size of a soil or waste stack shall be independently determined by the total fixture units of all fixtures connected to the stack in accordance with the following tables:

WASTE STACKS

<i>Number Fixture Units</i>	<i>Dia. of Stack</i>	<i>Permitted Length</i>
1	1 1/4 inches	45 feet
2 to 8	1 1/2 inches	60 feet
9 to 18	2 inches	75 feet
19 to 36	2 1/2 inches	105 feet

SOIL AND WASTE STACKS

<i>Number Fixture Units</i>	<i>Number Water Closets or Equivalent</i>	<i>Diameter of Stack</i>	<i>Maximum permitted</i>
37 to 72	1 to 12	4 inches	150 feet
73 to 300	13 to 50	4 inches	225 feet
301 to 720	51 to 120	5 inches	300 feet
721 to 1,080	121 to 180	6 inches	400 feet
1,081 to 12,920	181 to 320	8 inches	600 feet

No water-closet shall discharge into a stack less than 4 inches in diameter. Not more than three water-closets or their equivalent in their fixture units shall discharge into a 4 inch branch, and not more than two branches may connect to a 4 inch stack at the same point or level.



SECTION 90. *Soil and Waste Stacks, Fixture Connections.* All soil and waste stacks and branches shall be provided with correctly faced inlets for fixture connections.

SECTION 91. *Changing Soil and Vent Pipes.* In existing buildings where the soil or waste vent pipe is not extended undiminished through or above the roof, or where there is a sheet metal soil or waste vent pipe, and the fixture is changed in style or location or is replaced, a soil or waste vent pipe of the size and material for new work shall be installed.

SECTION 92. *Prohibited Connections.* No fixture connections shall be made to a lead bend or branch of a water-closet or similar fixture. No soil or waste vent, circuit or loop vent above the highest installed fixture on the branch or main shall thereafter be used as a soil or waste pipe.

SECTION 93. *Soil and Waste Pipe Protected.* No soil or waste stack shall be installed or permitted outside a building unless adequate provision is made to protect it from frost.

SECTION 94. *Roof Extensions.* All roof extensions of soil and waste stacks shall be run full size at least 1 foot above the roof, and when the roof is used for other purposes than weather protection such extension shall not be less than 5 feet above the roof.

When there is danger of frost closure, the roof extension shall be increased at least two sizes. Change in diameter shall be made by use of a long increaser at least 1 foot below the roof, and where access to the roof is difficult a test opening shall be provided at this point.

SECTION 95. *Terminals.* The roof terminal of any stack or vent if within 12 feet of any door, window, scuttle or air shaft, shall extend at least 3 feet above the same.

SECTION 96. *Terminals Adjoining High Buildings.* No soil, waste or vent pipe extension of any new or existing building shall be run or placed on the outside of a wall, but shall be carried up in the inside of the roof.

In the event that a new building is built higher than an existing building, the owner of the new building shall not locate windows within 12 feet of any existing vent stack on the lower building unless the owner of such new building shall defray the expenses or shall himself make such alteration to conform with section 95 of this ordinance.

It shall be the duty of the owner of the lower or existing building to make such alteration therein upon the receipt in advance of money or security therefor, sufficient for the pur-



pose, from the owner of the new or higher building or to permit, at the election of the owner of the new or higher building, the making of such alteration by the owner of said new or higher building.

SECTION 97. *Traps Protected, Vents.* Every fixture trap shall be protected against siphonage and back pressure, and air circulation assured by means of a soil or waste stack vent, a continuous waste or soil vent, or a loop or circuit vent. No crown vent shall be installed.

SECTION 98. *Distance of Vent from the Trap Seal.* No trap shall be placed more than 5 feet, horizontal developed length, from its vents, except where it is impossible to place trap on a bathtub within the 5 foot limit here prescribed a 6 foot horizontal developed length will be permitted on this fixture only. The distance shall be measured along the central line of the waste or soil pipe from the vertical inlet of the trap to the vent opening. The vent opening from the soil or waste pipe, except for water-closets and similar fixtures shall not be below the dip of the trap.

SECTION 99. *Main Vents to Connect at Base.* All main vents or vent stacks shall connect full size at their base to the main soil or waste pipe at or below the lowest fixture branch and shall extend undiminished in size above the roof or shall be reconnected with the main soil or waste vent at least 3 feet above the highest fixture branch.

SECTION 100. *Vents, Required Sizes.* The required size of main vents or vent stacks shall be determined on the basis of the size of the soil or waste stack, and the developed length of the main vent or vent stack in accordance with the following tables:

WASTE STACK			
<i>Dia. of Stack</i>	<i>Fixture Units on Stack</i>	<i>Dimensions of vent</i>	
		<i>Diameter—Maximum</i>	<i>Length</i>
1 1/4 inches	1	1 1/4 inches	45 feet
1 1/2 inches	2-8	1 1/4 inches	35 feet
1 1/2 inches	2-8	1 1/2 inches	50 feet
2 inches	9-18	1 1/4 inches	30 feet
2 inches	9-18	1 1/2 inches	60 feet
2 inches	9-18	2 inches	75 feet
2 1/2 inches	19-36	1 1/4 inches	25 feet
2 1/2 inches	19-36	1 1/2 inches	45 feet
2 1/2 inches	19-36	2 inches	60 feet
2 1/2 inches	19-36	2 1/2 inches	105 feet



## SOIL OR WASTE STACK

<i>Diameter of Stack</i>	<i>Fixture Units</i>	<i>Water Closets</i>	<i>Dimen. of vent</i>		
	<i>on Stack</i>	<i>Only</i>	<i>Dia.—</i>	<i>Maximum</i>	<i>Length</i>
3 inches	6-18	1-3	1½ inches	20	feet
3 inches	6-18	1-3	2 inches	60	feet
3 inches	19-42	4-7	2 inches	45	feet
3 inches	19-42	4-7	2½ inches	150a	feet
3 inches	42-72	8-12	2 inches	30	feet
3 inches	43-72	8-12	2½ inches	90	feet
3 inches	43-72	8-12	3 inches	150	feet
4 inches	24-42	4-7	2 inches	20	feet
4 inches	24-42	4-7	2½ inches	45	feet
4 inches	24-42	4-7	3 inches	100	feet
4 inches	43-72	8-12	2½ inches	30	feet
4 inches	43-72	8-12	3 inches	75	feet
4 inches	43-72	8-12	3½ inches	150	feet
4 inches	43-72	8-12	4 inches	300	feet
4 inches	73-150	13-25	3 inches	60	feet
4 inches	73-150	13-25	3½ inches	120	feet
4 inches	73-150	13-25	4 inches	225	feet
4 inches	151-300	26-50	3 inches	20	feet
4 inches	151-300	26-50	3½ inches	50	feet
4 inches	151-300	26-50	4 inches	100	feet
4 inches	151-300	26-50	5 inches	225a	feet
5 inches	301-480	51-80	2½ inches	20	feet
5 inches	301-480	51-80	3 inches	50	feet
5 inches	301-480	51-80	3½ inches	100	feet
5 inches	301-480	51-80	4 inches	175	feet
5 inches	301-480	51-80	5 inches	300a	feet
5 inches	481-720	81-120	3½ inches	25	feet
5 inches	481-720	81-120	4 inches	50	feet
5 inches	481-720	81-120	5 inches	125	feet
5 inches	481-720	81-120	6 inches	300a	feet

(a) Limit in height of soil stack but not in length of vent if greater length is required.

SECTION 101. *Branch and Individual Vents.* No vents shall be less than 1¼ inches in diameter. For 1¼ and 1½ inches wastes the vent shall be of the same diameter as the waste pipe, and in no case shall a branch or main vent have a diameter less than one-half that of the soil or waste pipe served, and in no case shall the length of a branch vent of given diameter exceed the minimum length permitted for the main vent serving the same size soil or vent stack.

SECTION 102. *Vent Pipe Grades and Connections.* All



vent and branch vent pipes shall be free from drops and sags and be so graded and connected as to drip back to the soil or waste pipe by gravity. Where vent pipes connect to a horizontal soil or waste pipe the vent branch shall be taken off above the center line of the pipe, and the vent pipe rise vertically or at an angle of 45 degrees to the vertical to a point of 6 inches above the fixture it is venting before offsetting horizontally or connecting to the branch, main waste, or soil vent.

SECTION 103. *Circuit and Loop Vents.* A circuit or loop vent will be permitted as follows: A branch soil or waste pipe to which two and not more than eight water-closets, pedestal urinals, trap standard slop sinks or shower stalls are connected in the series may be vented by a circuit or loop vent, which shall be taken off in front of the last fixture connection. Where fixtures discharge above such branch, each branch shall be provided with a relief vent one-half the diameter of the soil or waste stack, taken off in front of the first fixture connection.

SECTION 104. *Vents Not Required.* No vents will be required on a down spout or rain leader trap, a back-water trap, a subsoil catch basis trap, or on a cellar floor drain, provided the cellar floor drain branches into the house drain on the sewer side at a distance of 5 feet or more from the base of the stack.

Where bathrooms or water-closets or other fixtures are located on opposite sides of a wall or partition or directly adjacent to each other within the prescribed distance, such fixtures may have a common soil or waste pipe and common vent.

## ARTICLE XI

### HOUSE DRAIN AND SEWERS

SECTION 105. *Independent System.* The drainage and plumbing system of each new building and of new work installed in an existing building shall be separate from and independent of that of any other building, except as provided below, and every building shall have an independent connection with the public sewer when available.

Where one building stands in the rear of another building on an interior lot and no private sewer is available or can be constructed to the rear building through adjoining alley, court, yard or driveway, the house drain from the front building may be extended to the rear building and the whole will be considered as one house drain.

SECTION 106. *Gas Pipes.* Gas pipes shall not be laid in the same trench as the sewer or water service pipe.



SECTION 107. *Old House Sewers and Drains.* Old house sewers and drains may be used in connection with new building or new plumbing only when they are found on examination to conform in all respects to the requirements governing new sewers or drains, as prescribed in this ordinance. If the old work is found defective, the City Manager shall notify the owner to make the necessary changes to conform with this ordinance.

SECTION 108. *Connections With Private Sewage Disposal Works.* When a sewer is not available, drain pipes from buildings shall be connected with approved private sewage disposal works.

SECTION 109. *Excavations.* Sewer and water pipes may be laid in the same trench. Where a double system of drainage is installed, the sanitary and surface house sewers or drains may be laid side by side in one trench.

All excavations required to be made for the installation of a house drainage system, or any part thereof within the walls of a building, shall be open trench work. All such trenches and tunnels shall be kept open until the piping has been inspected, tested and approved.

SECTION 110. *House Drains Underground.* Whenever possible all house drains shall be brought into the building below the basement or cellar floor.

SECTION 111. *Material.* (a) The house sewer beginning five (5) feet outside of the building to the public sewer or disposal plant shall be of cast iron soil pipe, either Standard or extra heavy grade. The City Manager may in the case of leads of unusual lengths permit the use of vitrified clay pipe with watertight cemented joints. (b) The house drain when underground shall be of lead, brass or cast iron. (c) The house drain when above ground shall be of cast iron, galvanized wrought iron or steel, lead or brass, approved standards.

SECTION 112. *Depth of Drains and Sewers.* No house sewer or underground drain shall be laid parallel to or within three (3) feet of any bearing wall, which might be thereby weakened. The house sewer and drains shall be laid at sufficient depth to protect them from frost.

SECTION 113. *Size of Drains and Sewers.* The required size of sanitary house drains and sanitary house sewers shall be determined on the basis of the total number of fixture units drained by them in accordance with the following table; but



the house sewer shall not be less than four (4) inches and if six (6) inches or more a manhole is to be constructed at its connection with the main sewer.

### SANITARY SYSTEM ONLY

Fixture Units	Diameter of Pipe in inches in terms of slope per foot			Number Water-Closets or equivalent
	$\frac{1}{8}$ inch to 1 foot	$\frac{1}{4}$ inch to 1 foot	$\frac{1}{2}$ inch to 1 foot	
6 to 12	4	3	---	1-2
13 to 24	4	4	3	3-4
25 to 72	6	5	4	5-12
73 to 300	8	6	5	13-50
301 to 720	8	8	6	51-120
721 to 1080	10	10	8	121-180
1080 to 1920	12	12	10	181-320

The required sizes of storm-water house drains and house sewers and other lateral storm drains shall be determined on the basis of the total drained area in horizontal projection in accordance with the following table:

### SIZE OF HOUSE DRAIN AND SEWER FOR STORM WATER ONLY

Number of Sq. Feet Drained Area	Diameter of Pipe in inches in terms of slope per foot		
	$\frac{1}{8}$ inch to 1 foot	$\frac{1}{4}$ inch to 1 foot	$\frac{1}{2}$ inch to 1 foot
Up to 90	11 $\frac{1}{2}$	11 $\frac{1}{2}$	11 $\frac{1}{2}$
91 to 400	3	2	2
401 to 660	3	3	2
661 to 1200	4	3	3
1201 to 1800	4	4	3
1801 to 2500	5	4	4
2501 to 4100	5	5	4
4101 to 4600	6	5	5
4601 to 5300	6	6	5
5301 to 7500	8	6	6
7501 to 11,100	8	8	6
11,101 to 15,700	10	8	8
15,701 to 19,500	10	10	8
19,501 to 24,800	12	10	8
24,801 to 31,000	12	12	10
31,001 to 44,000	14	12	10
44,001 to 60,000	14	14	12



## ARTICLE XII

## STORM WATER DRAINS

SECTION 114. *Drainage of Yards, Areas, and Roof.* All roofs and paved areas, yards, courts, and courtyards shall be drained into the storm-water sewerage system or the combined sewerage systems, but not into the sewers intended for sanitary sewage only, except where a storm sewer is above the area way in which case area may be connected with sanitary sewer if properly trapped. When drains used for this purpose are connected with the combined sewerage systems, they shall be effectually trapped, except roof leaders and conductors, where the roof or gutter opening is located not less than 12 feet from a door, window, scuttle, or air shaft. One trap may serve for all such connections, but traps must be set below the frost line or on the inside of the building. Where there is no sewer accessible, such conditions shall be discharged into the public gutter unless otherwise permitted by the City Manager and in such case need not be trapped.

SECTION 115. *Size of Gutters and Leaders.* No gutter or inside leader shall be of less size than the following:

<i>Area of roof (In Sq. Ft.)</i>	<i>Gutter, Inches</i>	<i>Leader, Inches</i>
Up to 90	3	1½
91 to 270	4	2
271 to 810	4	2½
811 to 1800	5	3
1801 to 3600	6	4
3601 to 5500	8	5
5501 to 9600	10	6

Outside leaders to the frost line shall be one size larger than required in the above table.

Gutters 8 inches or over in width on new buildings shall be hung with wrought-iron hangers of approved type.

The above sizes of rain leaders are based on diameter of circular rain leaders, and gutters based on semi-circular sheet-metal gutter with the top dimension given and other shapes shall have the same sectional area.

SECTION 116. *Inside Conductors.* When placed within the walls of any building or run in an inner or interior court or ventilating pipe, shaft, all conductors or roof leaders shall be constructed of cast iron or of galvanized wrought iron or galvanized steel pipe.

SECTION 117. *Outside Conductors.* When outside conductors or down spouts of sheet metal are connected with the house



drain, they shall be so connected by means of not less than one length of cast-iron pipe extending vertically at least one (1) foot above the grade line.

Along public driveways without sidewalks they shall be placed in niches in the walls, protected by wheel guards, or enter the building through the wall at 45 degrees slope at least 12 feet above the grade.

SECTION 118. *Defective Conductor Pipes.* When an existing sheet-metal conductor pipe within the walls of any building becomes defective, such conductor shall be replaced by one which conforms to this code.

SECTION 119. *Vent Connections with Conductors Prohibited.* Conductors pipes shall not be used as soil, waste or vent pipes, nor shall any soil, waste or vent pipes be used as conductors.

SECTION 120. *Overflows.* Overflow pipe from cisterns supply tanks, expansion tanks, and drip pans shall connect only indirectly with any house sewer, house drain, soil, or waste.

SECTION 121. *Subsoil, Foundation, Clear Water, and Absorption of Tile Drains.* Where subsoil drains are placed under the cellar floor, or used to encircle the outer walls of a building, the same shall be made of open-jointed drain tile or earthenware pipe, not less than 4 inches in diameter, and shall be properly trapped before entering the house sewer or drain. They may discharge through a cellar drain.

SECTION 122. *Subsoil Drains Below Sewer Level.* Subsoil drains below the main sewer level shall discharge into a sump or receiving tank, the contents of which shall be automatically lifted and discharged into the drainage system above the cellar through some properly trapped fixture or drain.

### ARTICLE XIII

#### REFRIGERATOR, SAFE, ACID AND SPECIAL WASTES

SECTION 123. (A) *Fixture Permitted to Connect.* No waste pipe from a refrigerator or ice box floor drain or any other receptacle where food is stored shall connect directly with any house drain soil or waste pipe. Such waste pipe shall in all cases empty into an open sink or floor drain that is properly supplied with water, connected, trapped and vented, the same as any other fixture, or they may discharge into a down spout or rain leader trap located inside the building provided that



the down spout or rain leader trap discharges into a storm sewer separate from the sanitary sewer but their ends must be left open. Such waste connections shall not be located in inaccessible or unventilated cellars.

(B) *Acid Waste.* The waste pipes and traps from acid tanks, sinks and other receptacles receiving the discharge of acids in chemical laboratories, electrotyping, lithographing and other similar establishments shall not be connected with soil or waste pipe in building, but shall be constructed of acid proof, earthenware pipe with bell and spigot joints, bells to be at least three (3) inches deep with annular space not less than one-half inch, or material of equal quality, lines to be properly trapped at fixtures and carried outside of foundation walls to connect with main drain. All acid lines shall be vented independently, full size through the roof and increased.

SECTION 124. *Refrigerator Wastes.* Refrigerator-waste pipes shall be not less than  $1\frac{1}{4}$  inches for 1 opening,  $1\frac{1}{2}$  for three openings, and four (4) to twelve (12) openings must be not less than two (2) inches, and shall have at each opening a trap, and cleanout at angles, so arranged as properly to flush and clean pipe. Such waste pipes shall be continued not less than full size through the roof, except where such fixtures are located in the basement or first floor.

SECTION 125. *Overflow Pipes and Motor Exhausts.* Pipes from a water-supply tank or exhaust from a water lift shall not be directly connected with any house drain, soil or waste pipe. Such pipe shall discharge upon the roof or be trapped into an open fixture or discharge as for refrigerator wastes.

SECTION 126. *Steam Exhaust and Blowoff Pipe.* No high pressure steam exhaust or blow-off pipe shall be connected with any private drain or sewer which is connected with any public drain or sewer. Such pipes shall discharge into a tank or condenser or properly constructed cess-pool with iron cover, approved by the City Manager.

SECTION 127. *Condensed Steam.* For making connections with sewer for condensed steam, a sanitary "T" shall be provided, if within any building.

#### ARTICLE XIV

##### PENALTY FOR VIOLATION

SECTION 128. *Violation of Ordinance.* Any person, firm or corporation violating any provision of this ordinance shall,



upon conviction thereof, be fined a sum not exceeding one hundred dollars and costs, and in default of payment thereof shall be committed to the city or county jail until such fine and costs are paid, not exceeding thirty days. Each day of the continuance of such violation shall constitute a separate offense.

SECTION 129. *Forfeiture of License.* Should any plumber holding a license from the City of Ames violate any provision of this ordinance the Mayor, in addition to the penalty provided in the preceding section, may for a second offense suspend or cancel said license.

SECTION 130. *Repeal Conflicting Ordinances.* That all ordinances or parts of ordinances in conflict herewith are hereby repealed; provided that such repeal shall not in any way affect any act heretofore committed in violation of such ordinance so repealed, or any proceedings now pending thereunder, but all such offenses heretofore committed against the provisions of such ordinances or any of them may be prosecuted and punished the same as if said ordinances were in full force and effect.

SECTION 131. *Ordinance in Effect.* This ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed the 5th day of March, 1928.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 328

AN ORDINANCE CREATING A BOARD OF EXAMINERS OF PLUMBERS, PROVIDING FOR THE EXAMINATION AND LICENSING OF PERSONS ENGAGED IN THE BUSINESS OF PLUMBING, FIXING THE FEES FOR SUCH EXAMINATION AND THE COMPENSATION OF THE EXAMINING BOARD, AND PROVIDING PUNISHMENT FOR THE VIOLATION OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. There is hereby created a Board of Examiners of Plumbers, which shall consist of three members, one of whom shall be a practical journeyman plumber, one a member of the local board of health, and one a practical master plumber, two of whom shall constitute a quorum for the transaction of business.

SECTION 2. The members of the Board of Examiners shall receive a compensation of five (\$5.00) Dollars per day, except as to such members, if any, in the employ of the City of Ames at a regular salary.

SECTION 3. The Board of Examiners shall meet once every year, or oftener if notified to do so by the Mayor, in the office of the City Manager to examine all applicants for a certificate or license to engage in or work at the business of plumbing, either as a master, employing or journeyman plumber. Said board shall examine applicants as to their practical knowledge of plumbing, house drainage and ventilation and number of years of experience, and if satisfied of the competency of such applicant, shall thereon issue him or them a certificate or license in the form approved by the State Board of Health to engage in or work at the business of plumbing, either as a master, employing or journeyman plumber, as the case may be, and it shall be unlawful for any person to engage in or work at the business in the City of Ames, Iowa, without having such certificate or license, except as hereinafter provided for.

SECTION 4. The Board of Examiners shall select one of their members to act as Secretary of said board, whose duty it shall be to keep a record of the meetings of said board, and to register the names and residences of all persons examined, and the kind of certificate or license issued to each, if any, and the date thereof.



SECTION 5. Any person desiring to be examined for a license or certificate as a master, employing or journeyman plumber, shall make application therefor to the Board of Examiners on blanks to be furnished for that purpose and each application to be accompanied by a receipt from the City Clerk for the fee herein provided for, which sum shall be in full payment of all charges connected herewith. Such receipt shall entitle the applicant to the privileges and protection of this ordinance until said applicant shall be examined and his qualifications determined. Failure on the part of the applicant to appear before the examining board, after being duly notified in writing, shall revoke such privileges. Applicants must be given at least three days' notice in writing, exclusive of Sundays and holidays, to appear for examination. If said applicant fails to qualify upon said examination he may be re-examined at the end of sixty days.

SECTION 6. The fees for examination shall be Ten (\$10.00) Dollars for a master or employing plumber and Five Dollars (\$5.00) for a journeyman plumber. Any certificate or license issued upon said examination shall not be transferable and shall expire on the 1st day of April of each year. Certificates or licenses may be renewed upon application and the presentation of a receipt from the City Clerk showing the payment of a renewal fee of Two (\$2.00) Dollars for a master or employing plumber and One (\$1.00) Dollar for a journeyman plumber, provided said application is made in writing before the 1st day of April. Upon failure to make application for a renewal in the manner and within the time prescribed, applicant becomes subject to a new examination and the fees therefor.

SECTION 7. Any person having a certificate or license granted by the authorized examining board of any City in the State of Iowa must register the same with the Secretary of the local board of examiners before he shall be allowed to engage in or work at the plumbing business in this city.

SECTION 8. Any person who shall engage in or work in the City of Ames at the business or trade of plumbing, either as a master, employing or journeyman plumber, without first having obtained the certificate or license herein provided for, shall be guilty of a misdemeanor and upon conviction shall be fined a sum not less than Ten (\$10.00) Dollars or more than One Hundred (\$100.00) Dollars and shall be committed to the city or county jail until such fine and costs are paid, such term not to exceed thirty days.



SECTION 9. This ordinance shall be in full force and effect after its passage and publication as provided by law.

Passed the 28th day of March, 1922.

T. L. Rice, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 391

AN ORDINANCE REGULATING THE INSTALLATION OF ALL PRIVATE CONNECTIONS TO THE WATER WORKS SYSTEM, AND THE ISSUANCE OF PERMITS THEREFOR; PROVIDING FOR THE CARE, OPERATION AND MAINTENANCE OF ALL MAINS, SERVICES, METERS AND OTHER APPURTENANCES FOR PUBLIC OR PRIVATE USE OR FOR FIRE PROTECTION; FOR THE RATES THAT GOVERN THE SALE OF WATER TO THE CONSUMER AND FOR THE ENFORCEMENT OF SUCH RULES AND REGULATIONS AND TO PRESCRIBE PENALTIES FOR A VIOLATION THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

### ARTICLE I

#### GENERAL RULES AND REGULATIONS

SECTION 1. *Application of Rules, Regulations and Rates.* The rules, regulations and water rates, specified herein shall be considered a part of the contract with every person, firm or corporation who is supplied with water through the water system of the City and every such person, firm or corporation by taking water shall be considered to have expressed his or their assent to be bound thereby, and whenever any of them are violated, or such others as the City may hereinafter adopt, the City Manager is empowered to cut off the supply of water from the property where such violation occurs, although two or more parties, firm or corporations may receive a supply of water through the same service pipe. Any charge for cutting off the water supply shall be charged to the property owner.

SECTION 2. *Permit Required.* No person, firm or corporation shall begin work on the construction, re-construction, alteration or repair of any water pipes connected to the city water



system in any building, or connecting water pipes to any main or part of said water system in the City of Ames, Iowa, unless he is a licensed Master Plumber (except as provided in Section 6 of this ordinance) and before beginning such work has first obtained a permit for the same from the City Manager.

SECTION 3. *Application for Permit.* Any Master Plumber desiring such permit shall file with the City Manager an application in writing on the standard form provided by the City for such application, stating therein the location of such work, owner's name, the name of the plumbing contractor and the amount and nature of the work to be performed under the permit and that such work is to be done in accordance with the ordinances of the City of Ames, Iowa, and the rules and regulations of the local and State Boards of Health.

SECTION 4. *Permit Issued.* Upon the City Manager's approval of the application for a permit as provided in Section 3 hereof, he shall issue a water permit to the Master Plumber applying therefor. Said permit shall not be in force or effect until all inspection and other fees as provided herein have been paid.

SECTION 5. *Permit Fee.* A charge of one (\$1.00) Dollar shall be made for each permit issued, which fee shall be paid to the City Clerk, who shall issue his receipt therefor.

SECTION 6. *Permits Not Required.* Permits will not be required for the replacement of broken fixtures, provided such fixtures conform to the regulations contained in this ordinance, nor for the replacing of tanks or faucets or the repair of water supply pipes or tanks.

## ARTICLE II

### SUPERVISION AND INSPECTION

SECTION 7. *Supervision of the Work.* When a permit has been issued for water connections the doing of such work shall be under the supervision of the City Manager or his authorized representative at all times and until its completion and acceptance by the City, and he may revoke said permit at any time when such work is not being done in accordance with this ordinance or the approved plans or permit; and if such permit is revoked it will be unlawful for any person to proceed further with said work without written consent of the City Manager. When a water permit has been issued, the work included therein shall be started within sixty (60) days from date of the permit,



and be completed within one (1) year after the beginning of the work, otherwise such permit is null and void and a new permit must be obtained.

SECTION 8. *Notification of Inspection.* When the water service pipe has been completed from the water main to the stop and waste in the basement and before such work has been covered or in any way concealed from view or any fixture set, the work shall be tested and inspected as provided herein.

(a) It shall be the duty of the Master Plumber or his representative to notify the City Manager orally, by telephone or in writing, not less than eight (8) working hours between the hours of 8 A. M. and 4 P. M. before the work is to be inspected or tested, giving the permit number, location of work and the time when such work will be ready for inspection.

(b) It shall be the duty of the plumber to make sure that the work will stand the test prescribed before giving the above notification.

(c) If, after inspection, the City Manager finds that the work will not stand the test, the plumber shall be required to re-notify as above and pay a sum sufficient to cover all expenses for each such additional inspection.

(d) If the City Manager or his authorized representative after having been notified in writing, fails to appear within 24 hours, exclusive of Sundays and holidays, after such notification, the inspection or test shall be deemed to have been made, and the plumber required to file an affidavit with the City Manager that the work was installed in accordance with the ordinance and permit, and that it was free from defects and that the required tests had been made and the system was found free from leaks.

SECTION 9. *Right to Inspect Buildings.* The City Manager or his authorized representative shall have access to all buildings for the purpose of examining or inspecting the work and carrying into effect the provisions of this ordinance.

### ARTICLE III

#### TESTS

SECTION 10. *Material and Labor for Test.* The equipment, material, power and labor necessary for the inspection and all tests shall be furnished by the plumber.

SECTION 11. *Testing Service Pipes and Connections.* At



the time of inspections each house connection and all service pipe and connections shall satisfactorily withstand a test pressure of 125 pounds per square inch. If any house connection, service pipe or connection shall fail to stand such test it shall be condemned for use and shall be either replaced or repaired in such manner as to stand the above mentioned test pressure.

SECTION 12. *Tests of Fixtures.* All range boilers, fixtures and other appurtenances must be sufficiently strong to withstand a test pressure of 125 pounds per square inch. All house or range boilers shall be installed with a vent hole near the upper end of the inlet pipe to prevent siphoning.

#### ARTICLE IV

#### GENERAL REQUIREMENTS

SECTION 13. *Supply from One Connection.* Not more than one house shall be supplied with water from one service connection, except in case two or more apartments are located in one building and each tenant desires water furnished through a separate meter. In case two or more services are supplied from one connection a curb cock and curb box must be supplied for each tenant or user and a separate service must be laid from the curb to the meter. Any deviation from the above requirements must be made by special permission of the City Manager.

SECTION 14. *Repair of Fixtures.* All persons using city water shall keep the service connection and all exterior and interior fixtures in good repair and shall be responsible for any damages or injury resulting to others from defective fixtures or connections or from the improper use or waste of water.

SECTION 15. *Repair of Service Pipes and Appurtenances.* Each water user shall keep their own service pipes, stop and waste cocks and all other apparatus in good repair at their own risk and expense. In case any service pipe, stop cock, curb box, corporation cock or any service pipe or apparatus connected therewith gets out of order or the curb box becomes covered so they cannot be readily seen, then the City Manager is authorized to make necessary repairs to place the same in good operating condition and to charge the cost of such repairs to the property owner. Upon a refusal or failure to pay such charges the City Manager shall discontinue the water service to the property until such charges are paid.

SECTION 16. *Claims for Damages.* It is expressly stipulated that no claim shall be made against the city by reason of the



breaking of any service pipe, meter or other appurtenance or if from any cause the supply of water shall fail; or from damage arising from shutting off the water to repair the mains, make connections or extensions, or from any other purpose that may be deemed necessary. The right is hereby reserved to cut off the supply of water at any time notwithstanding any permit granted to the contrary.

SECTION 17. *Right to Suspend Use.* The right is reserved to suspend the use of hose and fountains for sprinkling streets, lawns and gardens whenever, in the opinion of the City Manager, the public exigency requires it.

SECTION 18. *Private Fire Hydrants.* If the proprietors of lumber yards, manufacturers, halls, stores, elevators, warehouses, hotel or public buildings, wish to lay pipes with hydrants and hose couplings to be used only in case of fire, they will be permitted to connect with street mains at their own expense upon application to the City Manager, and under his direction will be allowed to use the water for fire purposes only, free of charge.

SECTION 19. *Opening or Closing of Valves or Hydrants.* No person except an authorized employee of the City of Ames in the discharge of his duty is permitted to open or close any valve or hydrant connected to the city water supply without the specific consent of the City Manager to do so. No person except firemen in case of emergency, shall attempt to open any fire hydrant with a wrench other than the special hydrant wrench designed to fit the spindle nut. Any person violating the provisions specified above shall be guilty of a misdemeanor and subject to fine as provided under penalties provided in this ordinance.

Whenever it is necessary to open or close valves or hydrants in the city water supply for the purpose of making plumbing repairs to private services, the master plumber doing such work shall make application to the City Manager who shall cause such valves or hydrants to be opened or closed as may be necessary by a city employee authorized to perform such work.

SECTION 20. *Service to Be Metered.* A water meter, the property of the city, shall be furnished and installed by the city to every private service connection in use. A charge shall be made for all water passing through the meter, whether used or wasted.

SECTION 21. *Meter Repairs.* Whenever a water meter owned by the city is found to be out of order, then the City Man-



ager shall repair the same and if it is found that the damage to the meter has resulted through carelessness and negligence on the part of the consumer, then he shall be liable for the expense of the repair of the meter. In the event a plumber is called for any emergency repairs and it is discovered by him that the meter is out of order to such an extent as to cause damage by leakage, he will be permitted to remove the meter and deliver the same to the water works department for repair, but in no case will he be allowed to repair such meter or to remove same from service except as above specified.

In case a meter gets out of repair and fails to register, then the consumer will be charged the average rate as shown by the previous readings of the meter when in order.

SECTION 22. *Private Meters.* All charges for water used will be made on the basis of the amount of water passing through meters owned by the City, but the City Manager may grant permission to private individuals to install and maintain private meters at their expense.

SECTION 23. *Turning on Water.* Plumbers and others are prohibited from turning on water in any service pipe except for test purposes, without the permission of the City Manager. Any licensed plumber may admit water to service pipe or connections for the purpose of test but upon completion of the test shall turn the water off at the curb cock. New services when completed by the plumber shall in all cases be left turned off at the curb cock.

SECTION 24. *Shutting off Water.* Any plumber shutting off water from a private service, except for short periods of time shall report the same to the City Manager.

## ARTICLE V

### CONSTRUCTION REQUIREMENTS

SECTION 25. *Tapping Mains.* No person except those specially authorized by the City Manager will be permitted to tap any water main. The issuance of a water permit shall be deemed sufficient authority for a Master Plumber to tap any city main subject to the restrictions imposed in Sections 26 and 27 hereof.

SECTION 26. *Size of Taps.* A four inch (4 in.) main shall receive no larger than a  $\frac{5}{8}$  inch tap; a six inch (6 in.) main, no larger than a  $\frac{3}{4}$  inch tap and no tap larger than 1 inch shall be inserted in mains eight inches (8 in.) or greater in



diameter. All taps or connections larger than one inch (1 in.) shall be made by the city and the property owner charged the actual cost thereof. The use of two or more taps in making a large connection will not be permitted.

SECTION 27. *Location of Taps.* All taps in mains shall be made on the upper one-half ( $\frac{1}{2}$ ) of the pipe at least eighteen inches (18 in.) apart and on opposite sides of the pipe. No main shall be tapped nearer than one foot (1 ft.) to a joint.

SECTION 28. *Depth of Service Pipe.* All service pipe shall be laid at least five (5) feet below the surface of the ground. In placing service pipe connections on streets not to final grade such grades shall be obtained from the City Manager before the work of excavation is begun and the pipe so laid as to have five (5) feet of cover after such street is finally brought to grade. All lead or copper service pipe shall be laid with sufficient waving so as to provide not less than one and one-half feet ( $1\frac{1}{2}$  feet) extra length for expansion and to prevent possible damage to the service due to settlement.

SECTION 29. *Corporation Cock.* A corporation cock of either a Mueller or Glauber make or its equivalent shall be inserted in every tap made in the water main. The connection to the main shall be made by a regulation corporation cock one-eighth inch ( $\frac{1}{8}$  inch) smaller than the service pipe therefrom and connected to lead services with a wiped solder joint or flanged and to copper services with a swedged or beaded joint. All joints to service pipes shall be tested and approved by the plumbing inspector before being covered.

SECTION 30. *Service Pipe.* All service pipes from the main to the curb cock shall be either lead pipe or copper tubing conforming to the detailed requirements as set forth in Ordinance No. 386 (Plumbing Ordinance) of the City of Ames with all subsequent additions or changes thereto. The inside diameter of the pipe must be at least one-eighth inch larger than that of the tap through which it is supplied. When iron pipe is used from the curb cock to the stop and waste valve inside the building it must be galvanized, and at least of the same inside diameter as the lead pipe. All such piping, either lead, copper, or iron must be capable of withstanding an internal pressure of not less than 125 pounds per square inch. The lead or copper service pipe must be so arranged that the depth of cover according to the grade, and as herein before specified, is reached in the shortest possible distance from the main. Due precaution must be taken to prevent "short bending" of the goose



neck in the service pipe. Service pipe shall be thoroughly flushed before the meter is attached.

SECTION 31. *Curb Cock.* There shall be a curb cock in every service connection to the main, lateral or extension service supply in streets, located one foot outside of the sidewalk and in alleys within one foot of the alley line. The curb cock to be used for services from three-fourths inch to two inches shall be the style known as "Inverted Key" Mueller or Glauber make curb cock, provided with T handle and of the weight approved by the City Manager.

SECTION 32. *Curb Box.* The curb cock shall be covered by a two and one-half inch extension stop box of the Buffalo pattern extending at least three inches above the curb grade. In cases where the surface of the ground is higher than the curb grade to such extent that the curb box will not extend sufficiently to be in plain view, then the location of the curb box must be indicated by a piece of half inch pipe located by the side of same, and extending above the surface of the ground. In placing curb cock in position care must be exercised by the plumber to provide against settlement of same. To prevent this, a piece of lumber in good condition not less than two inches thick and six inches wide, and at least two feet longer than the width of the ditch must be placed crosswise of the ditch so that it will support the curb box and stop cock rigidly in place.

SECTION 33. *Stop and Waste Cock.* There shall be a compression stop and waste cock of Mueller or Glauber pattern or equivalent or other such cock as may be approved by the City Manager attached to every service at the point where it enters the building, inside the same, so as to admit of the water being shut off in severe weather, and the pipe and meter drained.

SECTION 34. *Location of Meters.* All meters shall be so located that they may be easily accessible at all times to meter readers and meter repair men. Plumbers must exercise care in locating meters so that there will be enough flexibility to afford easy installation of the same by the city water department employees. Care must also be taken by the plumber to not locate the meter in coal rooms or places where they will be covered by coal or other materials at any time. If, however, a meter is located contrary to the above regulations, the City Manager may order the water turned off, and service discontinued until such changes are made as to comply with the ordinance. If any meter is to be located in any premises where there is likelihood of meter being damaged by freezing, such as in unheated buildings, rooms or basements, then the piping must be so arranged



that the meter will be in a vertical position when set, and the stop and waste valve located in the ground at the same depth as the service pipe. Stop and waste valve is to be controlled by rod suitably connected to the handle of the stop and waste valve, so that water may be turned off during severe weather and piping and meter drained. Provisions must be made by the plumber to allow the water draining back to flow freely from the waste hole.

SECTION 35. *Changing Location of Meters.* The location of any water meter owned by the city shall in no case be changed without permission being obtained from the City Manager and in no case shall water be used without a meter except as herein provided.

SECTION 36. *Excavation and Filling Ditches.* No person shall leave any excavation made in the street or alley open at any time without barricades, and during night time red lights must be maintained at such excavation. In making such excavation in streets and highways for the laying of service pipes or making repairs, the sidewalks, brick and earth removed, must be deposited in such a manner that it will occasion the least inconvenience to the public and provide for the passage of water along the gutters. After service pipes are laid or repairs are completed, in refilling the opening the earth must be thoroughly tamped or puddled to aid in settlement. Water used to settle the earth in the refill must be taken from the new service just completed so that pipe will be thoroughly flushed. This work, together with replacing of sidewalks and excavated material must be done so as to place the street or alley in as good condition as before it was disturbed. All work of excavation and filling shall be done in such manner and under such restrictions or regulations as the City Manager may prescribe.

Whenever it is necessary, for the installation of any service or for the repair of the same or for the repair of the water main, or for any other cause in connection with the water works repair or extension, whereby it shall be necessary to remove any portion of a street pavement surface or to cut into or excavate under any such street surface, curb, gutter, or permanent sidewalk the person, firm or corporation doing such work shall before beginning such work obtain a permit as provided in Ordinance 388 of the City of Ames.



## ARTICLE VI

### RATES AND METER CHARGES

SECTION 37. *Meter Rates.* The following rates for water shall be computed upon each meter owned by the city upon a monthly basis as follows:

- 1st—750 cubic feet or less, 30 cents per hundred cubic feet.
- 2nd—750 cubic feet or less, 25 cents per hundred cubic feet.
- 2nd—1500 cubic feet or less, 20 cents per hundred cu. feet.
- 2nd—3000 cubic feet or less, 18 cents per hundred cu. feet.
- 2nd—6000 cubic feet or less, 15 cents per hundred cu. feet.
- 2nd—12000 cubic feet or over, 13 cents per hundred cu. feet.

A cash discount of ten per cent will be granted on an amount consumed (not delinquent) if paid on or before the 10th of the month in which the bill becomes due and payable. This discount not to effect meter rent nor the minimum charge.

SECTION 38. *Meter Rent.* Meter rent shall be paid by the consumer for each water meter owned by the city above three-quarter inch as specified herein:

1 inch, 50c per month; 1½ inch, 60c per month; 2 inch, one dollar (\$1.00) per month; 3 inch, one and one-half dollars (\$1.50) per month; 4 inch, three dollars (\$3.00) per month; 6 inch, six dollars (\$6.00) per month.

SECTION 39. *Minimum Charge.* Each meter owned by the city shall return a minimum charge of seventy-five cents (75c) per month. This minimum charge shall entitle the consumer to two hundred eighty-five cubic feet (285) of water per month. The above rates shall be based on monthly consumption through one meter and no combinations of readings for separate meters will be allowed.

SECTION 40. *Water for Building Purposes.* Contractors, builders, or others desiring water for building purposes, must first make application to the City Manager for such service. The charge for water will be based on the consumption shown by water meter which will be installed by the city at such time as he desires to begin using the water.

SECTION 41. *Unpaid Bills.* In cases where a tenant shall vacate a property leaving an unpaid water bill, the owner of the premises where such water was used will be held liable for the unpaid amount and must pay same before any more water will be furnished by the city, either for the property owner or a tenant.



## ARTICLE VII

### VIOLATIONS AND PENALTY

SECTION 42. *Penalty.* Any person who shall do or perform any act or thing prohibited by this ordinance, or otherwise than in accordance with its provisions, or violate any or either of the rules or regulations, shall be guilty of a misdemeanor, and on conviction thereof in addition to the enforcements of the forfeitures, liabilities, stipulations and reservations shall be fined in a sum of not more than \$100.00, or be committed to the county jail for a period of not exceeding thirty days, and required to pay the cost of the prosecution.

SECTION 43. *Repeal.* All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 44. *Publication.* This ordinance shall be published as provided by law, and be in full force and effect from and after its publication.

Passed the 17th day of September, 1928.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 428

AN ORDINANCE PRESCRIBING RULES AND REGULATIONS FOR THE INSTALLATION OF ELECTRIC LIGHT, HEAT AND POWER, WIRING, FIXTURES, APPLIANCES AND ELECTRICAL WORK; PROVIDING FOR PERMITS THEREFOR, THE MANNER OF INSTALLATION, AND THE INSPECTION THEREOF AND IMPOSING A PENALTY FOR THE VIOLATION THEREOF WITHIN THE CITY OF AMES, IOWA.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. *Permit Required.* No person, firm or corporation shall begin or proceed with the installation or alterations in any wiring system through or by which is conveyed or intended to be conveyed electrical current for power, heating or illuminating purposes including devices used for the generation, transmission, conduction, absorption, transformation, reduction or consumption of electric current in any building or structure in the City of Ames, Iowa, without a permit having first been obtained from the City Manager or his authorized representative.



SECTION 2. *Application for Permit.* Any person, firm or corporation desiring such a permit shall file with the City Manager an application in writing on standard forms provided by the city for such application, stating therein the location of such work, owner's name, the name of the electrical contractor and the amount and nature of the work to be done under the permit and that such work is to be done in accordance with the ordinances of the City of Ames, Iowa.

SECTION 3. *Permit Issued.* Upon the City Manager's approval of the application for a permit as provided in Section 2 hereof, he shall issue a permit to the person, firm or corporation applying therefor. Said permit shall not be in force or effect until all the inspection and other fees as provided herein have been paid. Provided further, that if the City Manager shall deem it necessary, he may before issuing a permit require a complete set of plans and specifications to be filed in his office indicating the number of and capacity of all feeders and sizes of conduits, cabinets and switchboards.

SECTION 4. *Permit Not Required.* No permit shall be required for making repairs or maintenance replacements to any wiring system. No permit shall be required for the installation of wires to operate electric bells, gas lighting apparatus, call bells, burglar alarms, telephone, telegraph, district messenger, fire alarms or other similar installation when a transformer is not required and where the voltage as used is not over fourteen (14) volts. No permit shall be required for the construction, reconstruction, alterations or repair of any electric system used in connection with electric light, heat or power in industrial plants, central station, sub-stations or other public utility buildings where expert electricians are regularly employed and who have charge of the electrical work in such plants.

SECTION 5. *Certificate of Inspection.* Upon completing the installation of any electric work, electric light or power wiring, electrical fixtures and appliances or electrical work or materials, for which a permit has been issued the electrical contractor or person in charge of same shall notify the City Manager or his authorized representative who shall within twenty-four hours inspect such installation. If found to comply with the requirements hereof and upon payment of all fees hereinafter provided for he shall issue a certificate of inspection and approval. In case the City Manager or his authorized representative finds that such electric work or any part thereof is not in conformity with the requirements of this ordinance, he shall refuse to issue a certificate of inspection and approval and upon such refusal, he shall give notice thereof to the electrical contractor or person in charge of same, giving his reasons therefor



together with a written statement as to the changes necessary to comply with the requirements hereof. In no case shall a certificate of inspection and approval be issued on any installation that is concealed in such a manner that it cannot be examined. No person, firm or corporation shall furnish electricity to any person unless the provisions of this ordinance have been fully complied with and until the certificate of inspection and approval has been issued by the City Manager or his authorized representative. In industrial plants where expert electricians are regularly employed a monthly inspection shall be made by the City Manager or his authorized representative of the installation of electric wiring, fixtures, appliances, work and materials used and done in connection with the operation of electric work in said plant. A record shall be kept at such plants by the person in charge of such work of all installation of electric wiring, fixtures, appliances, work done and materials used in such plants covering the preceding month. This record shall be filed with the City Manager each month prior to the time he makes his regular inspection. All wiring, fixtures, appliances, work done and materials used in connection with electrical installation in such plants shall conform to the provisions of this ordinance and the City Manager or his authorized representative shall be in power to enforce such provisions, except as the same are hereby limited or exempted. Any falsity contained in the reports required to be filed with the City Manager shall subject the person, firm or corporation responsible therefor to the penalties provided in Section 19. Any industrial plant to whom the provision hereof applies shall pay to the City of Ames inspection fees of \$2.00 per month, which fee shall cover the service to be performed by the City Manager or his authorized representative as herein provided.

SECTION 6. *Covering Up Electrical Work.* No person having charge of the construction, alteration or repair of any building or structure, or no other person, shall cover or conceal or cause to be covered or concealed, any wiring or electrical apparatus for which permit has been issued or for which a permit is required before the said wiring or apparatus has been inspected and approved as required in this ordinance.

SECTION 7. *Rules and General Requirements.* The installation of all electric light, heat and power wiring, all electrical fixtures and appliances and all electrical work and materials therefor shall comply with and conform to the 1930 "National Electrical Code" of the National Board of Fire Underwriters, and the Rules for Electric Service and Meter Installation as adopted by the City, copies of which are on file in offices of the City Clerk and City Manager and the same are hereby made a



part of this ordinance and shall govern in all cases not otherwise covered by the provisions hereof. The rules for Electric Service and Meter Installations as adopted by the City may be amended or changed at any time by resolution of the Council. All existing electrical apparatus, wiring and fixtures shall be made to conform to the requirements of this ordinance when so ordered by the City Manager or his authorized representative.

SECTION 8. *Conductors.* All conductors, however well insulated, shall always be treated as bare, to the end that, under no conditions existing or likely to exist, can any short circuit occur and so that all leakage from conductor to conductor or between conductor and ground shall be reduced to a minimum.

SECTION 9. *Distribution Centers.* In laying out an installation except for constant current systems every reasonable effort shall be made to secure distribution centers located in easily accessible places at which points cut-outs and switches controlling the various branch circuits shall be grouped for convenience and safety of operation. The load shall be divided as evenly as possible between branches and all complicated and unnecessary wiring shall be avoided.

SECTION 10. *Exit Lights.* In all public halls and places where exit lights are required, they shall be on separate circuits from those used for general lighting.

SECTION 11. *Metal Conduit.* All wires carrying a voltage in excess of 150 volts shall be inclosed in Rigid iron conduit and all buildings within the fire limits and all buildings occupied by three or more families, all hotels, schools, convents, churches, hospitals, sanitariums, institutions for the care of orphans or aged people, club houses, theatres, dance and amusement halls and all buildings used for public assemblies shall be wired in approved metal conduit. If flexible conduit is to be used special permission shall be had from the City Manager or his authorized representative.

SECTION 12. *Special Service Connections.* No person, firm or corporation shall make any service connection to any electric light or power wiring of the city on the line side of the meter, or before an electric meter is installed by the city, until a permit for a special service connection has been issued therefor and the fees specified herein have been paid.

SECTION 13. *Workmanship.* In all wiring special attention shall be paid to the mechanical execution of the work, care to be taken in neatly running, connecting, soldering, taping con-



ductors and securing and attaching the fittings and whenever in the opinion of the City Manager or his authorized representative the installation is not so executed, he shall order such changes, alterations or reconstruction as he shall deem necessary.

SECTION 14. *Right to Inspect Buildings.* The City Manager or his authorized representative shall have access to all buildings or structures for the purpose of examining the electrical work and carrying into effect the provisions of this ordinance. The City Manager or his authorized representative is hereby further empowered to make inspection of all electrical wires and apparatus in the City of Ames when deemed necessary and whenever it shall be ascertained by inspection as herein provided, that any electrical installation or part thereof in any building or structure is so defective as to render the same dangerous to person or property, the City Manager or his authorized representative shall at once cause notice to be served upon the owner or person in charge or control of same to remedy the defects within a reasonable time, to be stated in such notice, and if defects are not remedied within the time fixed by such notice, the City Manager or his authorized representative may cause the electric current to be cut off from such building or structure or where possible from that portion of the building or structure where defects or improper conditions exist, and the electric current shall not again be turned on until all defects or improper conditions have been removed or repaired and a certificate of satisfactory inspection thereof issued as provided by this ordinance.

SECTION 15. *License and Fees.* No person, firm or corporation shall engage in the business of installing electrical wiring or apparatus to be used in connection with electric light, heat or power within the City of Ames, Iowa, without having secured a license therefor, for which each person, firm or corporation shall pay a yearly fee of Ten Dollars (\$10.00) payable to the City Clerk of Ames, Iowa. All such licenses shall be nontransferable and shall expire on the first day of April of each year.

SECTION 16. *Application for License.* All applications for the license herein required shall be made to the City Clerk and duly issued by him, upon recommendation as to the competency of the application by the City Manager.

SECTION 17. *Bond Required.* No license shall be issued to a person, firm or corporation until such person, firm or corporation shall have filed with the City Clerk a surety bond in the sum of One Thousand Dollars (\$1,000) with sureties to be ap-



proved by the City Council, conditioned for the faithful compliance with all of the provisions of this ordinance and for the prompt payment of all fees and sums due the city by reason of this ordinance and for the payment of all fines imposed upon person, firm or corporation for the violations of this ordinance and to indemnify any person injured by reason of a violation of any of the terms of this ordinance.

SECTION 18. *Fees.* The following schedule of fees and inspection charges shall apply to all work done under the provisions of this ordinance, except as otherwise noted herein.

- (a) For a complete "roughing in" installation of incandescent lighting or heating concealed or open construction for the first outlet.....\$ .25
- 2 Outlets ..... .50
- 3 Outlets ..... .75
- 4 Outlets ..... 1.00
- For each additional Outlet up to and including 25 Outlets, each ..... .10
- For each additional Outlet over 25, each ..... .05
- For a complete installation of motors 1 horsepower or less ..... .75
- For each additional H. P. or fraction thereof up to and including 5 H. P. .... .15
- For each additional H. P. or fraction thereof up to and including 25 H. P. .... .10
- For each H. P. or fraction thereof over 25 H. P. .... .05
- Chargers for generators the same per horsepower as motors:
- 1 Horsepower ..... 746 watts

- (b) Fixtures:
- For installation of from 1 to 5 sockets.....\$ .25
- For installation of from 6 to 10 sockets..... .50
- For installation of from 11 to 20 sockets..... 1.00
- For installation of each additional socket over 20 .... .05

- (c) Signs. For each sign or outline lighting installation of any size containing one or more incandescent or inert-gas tube systems..... 1.00

For re-inspection of new work found to be defective \$1.00 shall be charged for each inspection made necessary by reason of such defect.

- (d) Special Service Connections:

- (a) In locations where no service connection and meter installation has been made a flat charge



of \$4.00 per week, which charge covers cost of service connection and electric current used.

- (b) Special connection to existing service on line side of meter including electric current used for sanding, terrazzo or other similar machines \$2.00.
- (c) In any case the city reserves the right to install an electric meter and charge for electric connections, meter installation and electric current consumed.

SECTION 19. *Penalty.* Any person who shall do or perform any act or thing prohibited by this ordinance, or otherwise than in accordance with its provisions, or violate any or either of the rules or regulations, shall be guilty of a misdemeanor, and on conviction thereof, in addition to the enforcement of the forfeitures, liabilities, stipulations and reservations, shall be fined in a sum not more than \$100.00, or be committed to the county jail for a period of not exceeding thirty days and required to pay the cost of the prosecution.

SECTION 20. *Repeal.* All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 21. *Publication.* This ordinance shall be published as provided by law, and be in full force and effect from and after its publication.

Passed the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 359

AN ORDINANCE MAKING IT UNLAWFUL TO CONDUCT, OPERATE OR MAINTAIN WITHIN THE CITY OF AMES A GASOLINE PUMP OR FILLING STATION, OR TO STORE OR KEEP INFLAMMABLE OILS IN LARGE QUANTITIES WITHOUT HAVING FIRST OBTAINED FROM THE CITY COUNCIL A PERMIT TO SO DO. ONE REGULATING THE ESTABLISHMENT OF SUCH STATIONS AND THE STORAGE OF INFLAMMABLE OIL. PROVIDING PENALTIES FOR A VIOLATION OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. No person, firm or corporation shall, within the corporate limits of the City of Ames, Iowa, erect, operate, or conduct what is commonly known as a gasoline pump or filling station, being a place where motor vehicles are run in for the purpose of receiving gasoline and oil, unless they shall have first obtained from the City Council a permit therefor.

SECTION 2. No person, firm or corporation shall within the City of Ames, Iowa, keep or store inflammable oils in larger quantities than sixty (60) gallons, without first having obtained from the city council a permit or license therefor.

SECTION 3. Any person, firm or corporation desiring to establish and maintain a gasoline pump or filling station, or to keep and store inflammable oils in quantities of more than sixty (60) gallons, shall make written application to the City Council for a permit or license to so do. And in such application the place and location where the said gasoline pump or filling station is to be conducted or operated or where said inflammable oils are to be stored shall be set forth.

SECTION 4. Upon application being made for either or both of the said permits or licenses, the Council may at its discretion and judgment grant or refuse the same, according to the location of the place in reference to dwellings, churches, schools, fire stations or congested traffic conditions.

SECTION 5. Any person, firm or corporation operating, maintaining or conducting either the said gasoline pump or filling station, or keeping or storing inflammable oils in quantities of more than sixty (60) gallons, without having first obtained the said permit or license, or any person aiding or abetting therein, or violating any provision of this ordinance, shall upon con-



viction be fined a sum not exceeding one hundred dollars and costs, and shall be committed to the city or county jail until such fine and costs are paid, not exceeding thirty days.

SECTION 6. Each day's operation of such gasoline pump or filling station, or the keeping of the said inflammable oils in quantities of more than sixty (60) gallons shall constitute a separate offense.

SECTION 7. Providing the foregoing penalties shall not be a waiver of the right on the part of the city to apply for a temporary or permanent injunction against persons guilty of a violation of the provisions herein.

SECTION 8. All ordinances or parts thereof in conflict herewith are hereby repealed.

SECTION 9. The provisions of this ordinance shall not effect such gasoline pumps or filling stations as are now in actual operation under permit from this council.

SECTION 10. This ordinance shall be in full force and effect upon its passage and publication as provided by law.

Passed the 21st day of April, 1925.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.



## ORDINANCE NO. 409

AN ORDINANCE CREATING A SINKING FUND FOR THE ELECTRIC DEPARTMENT OF THE CITY OF AMES, AND PROVIDING FOR THE INVESTMENT AND EXPENDITURE OF FUNDS DEPOSITED THEREIN.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. A fund is hereby created to be known as the "Electric Department Sinking Fund."

SECTION 2. Expenditures from the Electric Department Sinking Fund shall be made in the manner hereinafter provided and shall be used only for the purposes of construction or reconstruction of the plant, equipment, or distribution system of the Electric Department of the City of Ames, or for the purchase of land to be used in connection with the same.

SECTION 3. The City Treasurer is hereby authorized and directed to set aside in a separate fund to be known as the "Electric Department Sinking Fund" such sums of money from the Electric Department Fund as the City Council may, upon recommendation of the City Manager, direct.

SECTION 4. Such sums of money as shall by such order be set aside and placed in the Electric Department Sinking Fund, together with all interest accruing from the investment thereof, shall be invested by the City Treasurer in the following interest-bearing securities: In bonds of the United States or this State or in bonds issued by or under the direction of cities, towns, counties, schools or drainage districts of this State, and it shall be the duty of the City Treasurer to promptly invest said funds in said securities.

SECTION 5. Withdrawals from the Electric Department Sinking Fund shall be made by the written order of the City Manager, upon the City Treasurer, with the approval of the City Council, which written order of withdrawal shall state the amount and the purpose for which the same is being withdrawn and shall be withdrawn only for the purposes set forth in Section 2 hereof. All withdrawals from the Electric Department Sinking Fund shall be deposited in the Electric Department Fund and shall be subject to the requirements for expenditures from such fund.

SECTION 6. In case of withdrawals from the Electric De-



partment Sinking Fund, as herein provided, the City Treasurer shall have sixty days, after receipt of the order of withdrawal, within which to convert the investments, for the purpose of making the transfer from the Electric Department Sinking Fund to the Electric Department Fund.

SECTION 7. All ordinances or parts of ordinances in conflict herewith or inconsistent herewith are hereby repealed.

SECTION 8. This ordinance shall be of full force and effect from and after its passage and publication as provided by law.

Passed the 24th day of March, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

## ORDINANCE NO 316

### AN ORDINANCE REGULATING MOVING PICTURE AND OTHER SHOWS, AND ESTABLISHING A BOARD OF CENSORS THEREFOR.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That there is hereby created a Board of Censors, whose duty it shall be to investigate and pass upon the character of all moving picture shows and vaudeville acts to be given in the city of Ames, Iowa.

SECTION 2. That the said Board shall be composed of five citizens of the said city, shall be appointed by the Mayor and shall hold such position for the period of one year.

SECTION 3. That when the said Board shall decide and determine that any moving picture reel or vaudeville act is immoral, indecent, unpatriotic or against the public interest and welfare, they shall make a written report to that effect and file the same with the Mayor.

SECTION 4. The Mayor, if he shall approve the said report and finding, may by his written order forbid and prohibit the public presentation of such moving picture reel or vaudeville act, and cause a copy thereof to be served upon the person or persons giving or preparing to give such show or act.

SECTION 5. Any person or persons who, after having had



such order served upon them, shall disobey it and present the condemned picture, vaudeville act or show shall be deemed guilty of a misdemeanor and upon conviction shall be fined the sum of one hundred dollars and costs and shall have their license cancelled and annuled. In default of the payment of the said fine such person or persons shall be committed to jail for a period of not more than thirty days.

SECTION 6. It shall be the duty of the owners or managers of all moving picture shows or theaters to admit to all public exhibitions the said Board of Censors or any of them free of expense. And it shall be their further duty, if the said Board shall so demand, to make a special and preliminary presentation of any picture reel or vaudeville act to the said Board, before its presentation to the public.

SECTION 7. All ordinances in conflict herewith are hereby repealed.

SECTION 8. This ordinance shall be in full force and effect after its passage and its publication as provided by law.

Passed the 10th day of October, 1919.

E. H. Graves, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 389

AN ORDINANCE AMENDING ORDINANCE NO. 330 PROHIBITING AND REGULATING ON THE FIRST DAY OF THE WEEK, COMMONLY KNOWN AS SUNDAY, THEATRICAL SHOWS AND EXHIBITIONS, VAUDEVILLE SHOWS AND PERFORMANCES, MOTION PICTURE SHOWS AND EXHIBITIONS AND PROVIDING PUNISHMENT THEREFOR.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That Section 1 of Ordinance No. 330, which reads as follows:

“That on the first day of the week, commonly known as Sunday, no person, firm or corporation shall within the City of Ames give or conduct any theatrical performance, vaudeville show or motion picture show or exhibition.”

be and the same is hereby repealed, and that there be enacted in



lieu thereof the following: "That on the first day of the week, commonly known as Sunday, no person, firm or corporation shall within the City of Ames give or conduct any theatrical performance, vaudeville show or motion picture show or exhibition, provided, however, that nothing herein shall be held to include any motion picture show or exhibition properly licensed to operate in the City of Ames, Iowa, between Duff Avenue on the east and Grand Avenue on the west."

SECTION 2. Any ordinance or part of an ordinance in conflict herewith is hereby repealed.

SECTION 3. This ordinance shall be published as provided by law and shall be in full force and effect from and after such publication.

Passed the 16th day of July, 1928.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk.

### ORDINANCE NO. 430

AN ORDINANCE PROHIBITING ANY PERSON, FIRM OR CORPORATION FROM OPERATING ANY MOVING PICTURE SHOW OR EXHIBITION, THEATER, THEATRICAL EXHIBITION, CIRCUS, SHOW, MENAGERIE, SHOOTING GALLERY, MINIATURE OR OTHER GOLF COURSES, OR OTHER PUBLIC EXHIBITION OF ANY KIND IN THE CITY OF AMES, IOWA, WITHOUT FIRST HAVING OBTAINED A LICENSE THEREFOR; AND FURTHER PROVIDING FOR THE ISSUANCE AND AMOUNT OF SAID LICENSE AND FOR THE PUNISHMENT OF ANY PERSON, FIRM OR CORPORATION VIOLATING THE PROVISIONS HEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That it shall be unlawful for any person within the City of Ames, Iowa, to conduct any moving picture show or exhibition, theater, theatrical exhibition, circus, show, menagerie, shooting gallery, miniature or other golf courses, or other public exhibition of any kind without first having obtained a license therefor as hereinafter provided.

SECTION 2. That lectures on Scientific, Historical or Liter-



any subjects shall not come within the provisions of this Ordinance.

SECTION 3. *Moving Pictures.* That the license fee for the exhibition of moving pictures at any show or entertainment at which an admission is charged, shall be as follows:

\$2.00 for one day;  
\$5.00 for one week;  
\$10.00 for one month;  
\$15.00 for three months;  
\$30.00 for six months; and  
\$50.00 for one year.

SECTION 4. *Theatrical Exhibitions, Etc.* That the license fee for theatrical exhibitions, travelling concerts, operas or minstrel shows, and performances not otherwise enumerated, shall be:

\$10.00 for the first performance or exhibition;  
\$5.00 for each additional performance or exhibition.

Said license fee shall not be exacted when the exhibition or performance is in a licensed theater or hall.

SECTION 5. *Circus.* That the license fee for a circus shall be the sum of \$50.00 per day.

SECTION 6. *Menagerie.* That the license fee for a menagerie shall be the sum of \$25.00 per day.

SECTION 7. *Side Show.* That the license fee for each side show, or other small show exhibiting in a separate tent, whether traveling with a large show, circus or menagerie, or alone, shall be not less than \$5.00 nor more than \$20.00 for each day, the amount of the license to be determined by the Mayor and to be in proportion to the size and character of the show.

SECTION 8. *Shooting Gallery.* That the license fee for a shooting gallery shall be \$25.00 per year, provided that a license for less than one year may be issued at the rate of \$10.00 a month, and a license for less than one month may be issued at the rate of \$1.00 per day.

SECTION 9. *Miniature or Other Golf Courses.* That the license fee for a miniature or other golf course shall be the sum of \$50.00 per year, each license to expire the 31st day of December of each year.

SECTION 10. *License to be Issued by City Clerk.* That the City Clerk of the City of Ames, Iowa, shall upon application



being made therefor, by any person and upon the payment of the license fee provided for herein, or on payment of the amount which shall be fixed at the time by the Mayor, when the same is subject to his action, for the license applied for, unless he shall have reasonable grounds for the opinion that the business to be carried on thereunder is an immoral or illegal one, issue to the person applying therefor such a license as he may require, upon blanks which shall be kept for that purpose.

SECTION 11. *Parades.* No circus, menagerie, exhibition, company or aggregation of persons, specified or described in this ordinance, shall parade, march or exhibit on the streets, avenues, alleys or public places of the City, without first having obtained from the Mayor a permit, which shall be issued without charge, in addition to the license fee, and which shall specify the line of march and the time, manner and conditions of such march, parade, or exhibition. No riotous, noisy or disorderly march, parade or exhibition shall be permitted.

SECTION 12. *Vulgar Shows.* No obscene, vulgar, immoral, illegal, or disorderly show, exhibition or entertainment, or place shall be licensed or permitted and no person receiving a license or conducting or taking part in any show, exhibition or entertainment, shall conduct, permit or take part in any obscene, vulgar, immoral, illegal, or disorderly show, exhibition or entertainment under such license or at the place licensed.

SECTION 13. *Penalty.* Any person who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not more than \$100.00, or be imprisoned not more than thirty days.

SECTION 14. *Repeal.* Ordinances 226, 230, and 417 and all ordinances or parts thereof in conflict with any of the provisions of this ordinance are hereby repealed.

SECTION 15. *Effect.* This ordinance shall be in full force and effect from and after its publication as provided by law.

Passed the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 325

## AN ORDINANCE PROVIDING FOR POLL TAX

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. All able bodied male residents between the ages of twenty-one and forty-five shall, between the first day of February and the first day of October of each year, pay in money to the Clerk a sum to be fixed by the Council on or before February first of each year, not exceeding five dollars. The Council shall fix, by resolution, at the first regular meeting in January of each year, the amount to be paid. The resolution may be in substantially the following form:

*Be It Resolved by the City Council of the City of Ames, Iowa:*

All able bodied male residents between the ages of twenty-one and forty-five, shall, between the first day of February and the first day of October of the year 1922, pay in money the sum of Five dollars to the clerk as a poll tax for the year 1922.

SECTION 2. The Clerk shall make demand upon said residents for the payment of said poll tax, and said demand shall be made by sending notice through the mails. Any person claiming to be exempt under the provisions of this Section shall furnish the mayor with an affidavit showing the nature and extent of disabilities entitling him to such exemption, and if said affidavit is approved by the Council then said affiant will be relieved from payment of said tax.

SECTION 3. In case of failure to pay said sum of money as provided in this ordinance, the municipality may recover same by action brought in the name of the municipality in any court having jurisdiction over the subject matter of the action. No property or wages shall be exempt to the defendant on an execution issued upon said judgment. All of said tax remaining unpaid on the fifteenth day of November of each year shall be certified by the Clerk to the County Auditor at any time before the following first day of December and shall be entered by him upon the tax list of the county and treated and collected as ordinary county taxes, and shall be a lien upon all real property of the delinquent.

SECTION 4. The entry of such tax and penalty upon the tax list shall not prevent an action being brought thereon, but



such action must be commenced within one year from the first day of October following the giving of notice.

SECTION 5. Any person while an active member of the fire department or who has served in any fire department company for ten years and holds a certificate to that effect from the foreman of that company, shall be exempt from poll tax on condition that he shall file with the clerk, on or before the first day of April of each year a certificate signed by the foreman of the company of which he is a member, that he is an active member of the same, or shall file the certificate of his ten years' service with the Clerk. Every officer or soldier of the National Guard of the United States and the State of Iowa shall be exempt from poll tax. Every honorably discharged soldier or sailor of the war with Spain, Chinese Relief Expedition or the Philippine Insurrection shall be exempt from poll tax.

SECTION 6. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

SECTION 7. This Ordinance shall be in force and effect from and after its passage and publication as provided by law.

Passed the 16th day of January, 1922.

T. L. Rice, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 427

AN ORDINANCE PROHIBITING ANY PERSON, FIRM OR CORPORATION, WITHIN THE LIMITS OF THE CITY OF AMES, IOWA, FROM ENGAGING IN THE BUSINESS OF TRANSFERRING OR CARRYING FOR HIRE TRUNKS AND OTHER PERSONAL BAGGAGE WITHOUT FIRST HAVING OBTAINED A LICENSE THEREFOR FROM THE CITY CLERK; PROVIDING FOR THE ISSUANCE OF CHECKS TO THE OWNERS OF SUCH BAGGAGE; ESTABLISHING MAXIMUM CHARGES FOR THE HAULING OF SUCH BAGGAGE; AND SPECIFYING PUNISHMENT FOR A VIOLATION OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That it shall be unlawful for any person, firm



or corporation, within the limits of the City of Ames, Iowa, to engage in the business of transferring or carrying for hire trunks, suitcases, grips or other personal baggage without first procuring from the City Clerk a license therefor and otherwise complying with the provisions of this ordinance.

SECTION 2. The license shall be issued by the City Clerk and the fees therefor shall be as follows: The sum of Ten (\$10.00) Dollars for the first wagon, truck or other conveyance, and the sum of Two (\$2.00) Dollars for each additional wagon, truck or conveyance belonging to the same person, firm or corporation. No license shall be issued for less than the term of one year.

SECTION 3. No license shall be issued unless the applicant maintains a regular place of business equipped with a telephone and has someone in attendance to answer calls thereon during business hours, and unless such place has been maintained for at least thirty days prior to the application for a license.

SECTION 4. Any person, firm or corporation obtaining a license as hereinbefore provided, shall procure for use in the said business metal or cardboard checks, which shall be numbered and have the name of the licensee printed thereon. And it shall be unlawful for any such licensee to take into his possession or custody any trunk or other personal baggage without delivering to the owner thereof one of said checks.

SECTION 5. The City Clerk shall provide numbered license plates which shall be issued with the said license and the licensee shall attach said plate in a conspicuous place on each vehicle he uses in the said business.

SECTION 6. It shall be unlawful for any person, firm or corporation obtaining a license under the provisions of this ordinance to charge in excess of the following fees: For the period of three days immediately before and after the opening and closing of one of the terms of the Iowa State College, fifty (50c) cents for transferring trunks or other baggage from the depots to the Fourth Ward or any other part of the City.

SECTION 7. This ordinance shall be in full force and effect from and after its passage and publication as provided by statute.

SECTION 8. Ordinances No. 338 and No. 382 and all other ordinances or parts thereof in conflict herewith are repealed.

SECTION 9. Any person, firm or corporation violating any



provision of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not exceeding one hundred dollars, with the costs of the prosecution, and in default of payment may be committed to the city or county jail until such fine and costs are paid.

Passed the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

### ORDINANCE NO. 431

AN ORDINANCE PROVIDING FOR THE LICENSING OF JITNEY BUSES ENGAGED IN CARRYING PASSENGERS FOR HIRE ON A PLAN SIMILAR TO THAT FOLLOWED BY STREET RAILWAY COMPANIES UPON THE STREETS AND AVENUES OF THE CITY OF AMES, IOWA, AND REGULATING THEIR RATES, ROUTES AND SCHEDULES AND PROVIDING FOR A PENALTY FOR VIOLATION OF THE PROVISIONS AND TERMS OF THIS ORDINANCE AND ANY LICENSES ISSUED HEREUNDER.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. Jitney buses and all motor vehicles engaged in carrying passengers for hire on a plan similar to that followed by street railroad companies are hereby prohibited from operating upon the streets, avenues and alleys of the City of Ames unless the owners and operators thereof have obtained from the City Council of the City of Ames, Iowa, a license therefor under the provisions of this ordinance.

SECTION 2. Any person, firm or corporation applying to the City Council for such a license shall as a condition precedent thereto comply with the provisions of Chapter 306 of the Code of Iowa, 1927, and no license shall be granted or application therefor considered until the provisions of said Chapter have been fully complied with by the applicant.

SECTION 3. That under and by virtue of the authority granted under Chapter 306 of the Code of Iowa, 1927, this Council reserves the right to either grant or reject any application or applications made hereunder.

SECTION 4. As one of the conditions to the granting of a



license hereunder the Council may have and hereby reserves the right to fix reasonable rates, routes and schedules upon which the licensee shall operate.

SECTION 5. The fee for a license hereunder shall be and is hereby fixed in the sum of \$50.00 per annum for each motor vehicle used and operated under any license issued hereunder, which shall be paid in full before any license is issued.

SECTION 6. That any person, firm or corporation violating any provision of this ordinance or violating the terms and conditions of any license issued hereunder as to rates, schedules or routes, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$100.00 or by imprisonment not exceeding thirty days, and in addition thereto said license may be revoked.

SECTION 7. That ordinance No. 324 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 8. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed the 22nd day of September, 1930.

Signed and Approved the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

## ORDINANCE NO. 395

AN ORDINANCE DESIGNATING THE STREETS AND ROUTES OVER WHICH MOTOR CARRIERS SHALL TRAVEL IN THE CITY OF AMES, IOWA:

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That the following streets or routes over which motor carriers shall operate in the City of Ames, Iowa, are hereby designated and established, to-wit: Duff Avenue between the South corporate limits and the North line of Fifth Street; Lincoln Way between the East and West corporate limits; Fifth Street between the East line of Duff Avenue and the West line of Grand Avenue; Kellogg Avenue between the North line of Fifth Street and the South line of Lincoln Way; Grand Avenue



between the South line of Lincoln Way and the North corporate limits; Burnett Avenue between the North line of Fifth Street and the South line of Main Street, and Main Street between the East line of Burnett Avenue and the West line of Grand Avenue.

SECTION 2. It shall be unlawful for any motor carrier to operate a motor vehicle over any of the streets, avenues or alleys in the City of Ames, Iowa, except those designated and established in Section 1 hereof

SECTION 3. Other streets or routes over which motor carriers may operate in the City of Ames, Iowa, may be established hereafter by resolution of the Council, and the Council may by resolution regulate or annul those herein designated and established or those which may hereafter be designated and established by resolution.

SECTION 4. Any person, firm or corporation violating the provisions of this Ordinance shall upon conviction be fined a sum not to exceed \$100.00, and in case of default of payment may be committed to the city or county jail until such fine and costs have been paid, not exceeding thirty days; or with or without a fine a jail sentence may be imposed not exceeding said thirty days.

SECTION 5. Nothing herein shall be construed as repealing or annulling the ordinances of the City of Ames, Iowa, in regard to traffic regulations or jitney buses.

SECTION 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. This ordinance shall be in full force and effect after its passage and publication as provided by law.

F. H. Schleiter, Mayor.

A. B. Maxwell, City Clerk .

Passed this 17th day of December, 1928.



## ORDINANCE NO. 337

AN ORDINANCE PROVIDING FOR THE REGULATION AND LICENSING OF PEDDLERS, FOR A HEALTH AND CHARACTER EXAMINATION OF THOSE WHO GO FROM HOUSE TO HOUSE, FOR AN INSPECTION OF ALL FOOD PRODUCTS WHICH THEY DESIRE TO SELL, AND ESTABLISHING PENALTIES FOR A VIOLATION OF ITS PROVISIONS.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That any person who travels, either by foot, by wagon, automobile, motor truck or by any other conveyance, from place to place, from house to house, or from street to street, within the City of Ames carrying, offering and exposing for sale, goods, wares or merchandise, or who shall, without traveling from place to place sell or offer for sale, from a wagon, automobile, motor truck or other conveyance, stationed upon a street or alley, such goods, wares, or merchandise, and persons shipping in farm products in car load lots, to be either sold or delivered from the car on track shall be deemed a peddler and subject to the provisions of this ordinance.

SECTION 2. That it shall be unlawful for any person to pursue or engage in the occupation of a peddler, as above defined, without first having complied with the provisions of this ordinance.

SECTION 3. That any peddler desiring to travel from house to house must apply to the City Health Officer for a health certificate and pay and tender him the sum of \$2.00 for an examination thereof. If the said Health Officer after an examination shall find the applicant in proper health, without evidence of any contagious disease, and in a proper sanitary condition he shall issue him a certificate which shall be good for a period not exceeding thirty days, otherwise it shall be refused.

SECTION 4. That any peddler desiring to pursue his occupation by traveling from house to house, in addition to the provisions of Section 3, shall apply to the City Marshal for a certificate of good character and pay and tender him the sum of \$1.00 for making an investigation therefor. If the said officer shall find the applicant to be of good character and responsible, he shall issue a certificate accordingly, otherwise it shall be refused.

SECTION 5. All peddlers who intend to offer for sale, fruit,



farm products, food or food products, shall before applying to the City Clerk for a license, apply to the City Health Officer for an inspection and examination of his products, and pay and tender him the sum of \$2.00 for an inspection and examination thereof—and the said applicant shall bring the said products or produce to such place as the said officer may direct for such examination and inspection. The said officer shall inspect and examine the said food and produce, and if he shall find that they are in proper sanitary and wholesome condition he shall issue a certificate, otherwise he shall refuse such certificate.

SECTION 6. If the said applicant shall have obtained the proper certificate provided for in the foregoing sections, he shall then apply to the City Clerk for a peddler's license.

SECTION 7. Upon the payment of the fees hereinafter set forth, the City Clerk shall issue a peddler's license:

For goods, wares and merchandise carried or sold from a motor truck the sum of \$7.50 for the first day shall be charged, and \$3.00 for each and every consecutive day thereafter.

For goods, wares and merchandise conveyed and sold from the ordinary automobile or motor vehicle not included in the term "Trucks," the sum of \$5.00 for the first day shall be charged and \$2.50 for each and every consecutive day thereafter.

For goods, wares and merchandise conveyed and sold from a wagon, buggy or conveyance, other than included in above provisions, the sum of \$3.00 for the first day, and \$2.00 for each consecutive day thereafter.

For goods, wares and merchandise, other than farm products or food products transported by a person afoot and without conveyance \$5.00 per day.

For farm produce and food products carried afoot, the sum of \$2.00 for the first day and \$1.00 for each consecutive day thereafter.

SECTION 8. The provisions of this ordinance shall not apply to persons who offer for sale farm products of their own raising, nor shall it apply to car load lots of potatoes, apples, pears, or other farm products shipped in for sale or delivery from said cars. Nor shall it apply to popcorn stands, or to the sale of milk.

SECTION 9. For fruits, vegetables and farm products, shipped in car load lots, and either sold or delivered from car on track, a fee of \$10.00 per car will be charged.

SECTION 10. The fees collected by the Health Officer and



City Marshall shall be paid to the City Clerk, and by him turned in to the City Treasury.

SECTION 11. Any person, firm or corporation, who shall pursue or attempt to pursue the business or occupation of a peddler as hereinbefore defined, without having obtained the license provided for, or without having complied with all other provisions of this ordinance, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be committed to the City or County Jail until such fines or costs are paid, not exceeding thirty days.

SECTION 12. All ordinances or parts thereof in conflict herewith are hereby repealed.

Passed the 21st day of August, 1922.

T. L. Rice, Mayor.

A. B. Maxwell, City Clerk.

## ORDINANCE NO. 425

AN ORDINANCE DEFINING, REGULATING AND LICENSING TRANSIENT MERCHANTS AND ITINERANT VENDORS AND PROVIDING PENALTIES FOR A VIOLATION THEREOF.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That no person, firm or corporation shall engage in the business of transient merchant or itinerant vendor without procuring a license therefor.

SECTION 2. "Transient merchant" or "itinerant vendor" shall be construed to mean and include persons, corporations and partnerships, principal or agent thereof, who engage in a temporary or transient merchandise business in the City of Ames, Iowa, and including those who for the purpose of carrying on such business hire, lease or occupy any building or structure of any kind for the exhibition and sale of goods, wares and merchandise.

SECTION 3. Application for a license shall be made in writing to the City Clerk and shall disclose the name or names and residences of the owners or parties in whose interest said business is conducted, and shall include a detailed statement of the



location where and the amount of the goods, wares and merchandise it is proposed to offer for sale within the City.

SECTION 4. The license fee for a transient merchant or itinerant vendor shall be Five (\$5.00) Dollars for the first day and Two and 50/100 (\$2.50) Dollars for each day thereafter while they are engaged in said business.

SECTION 5. That the City Clerk of the City of Ames, Iowa, shall, upon application being made therefor and upon payment of the license fee as herein provided, issue the license therefor.

SECTION 6. Any person, firm or corporation violating any of the provisions of this ordinance, or who shall refuse, neglect, or fail to comply with the requirements thereof in any part, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not exceeding one hundred dollars and in default of payment thereof may be committed to the city or county jail until such fine and costs are paid.

Passed and approved the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.



## ORDINANCE NO. 432

AN ORDINANCE ADOPTING THE "REVISED ORDINANCES OF 1930 OF THE CITY OF AMES, IOWA," AS REVISED AND ARRANGED UNDER THE ORDER AND BY DIRECTION OF THE CITY COUNCIL OF THE CITY OF AMES, IOWA, AND AUTHORIZING THE PUBLICATION THEREOF IN BOOK FORM.

*Be It Ordained by the City Council of the City of Ames, Iowa:*

SECTION 1. That the revision of the ordinances of the City of Ames, Iowa, of 1930, as revised and arranged under the order and by direction of the City Council of Ames, Iowa, are hereby approved and declared to be the "Revised Ordinances of 1930 of the City of Ames, Iowa," and the same, together with any ordinances hereafter passed in time to be included, shall be published in book form, as provided by Chapter 290 of the Code of Iowa, 1927, and when so published shall be received as the passage and legal publication of such ordinances without further proof.

SECTION 2. That said revision shall be known as "Revised Ordinances of 1930 of the City of Ames, Iowa."

SECTION 3. A copy of said published book, when printed and bound, shall be attested by the Mayor and Clerk and filed in the office of the Clerk and said date shall be the date of publication of said revised ordinances.

SECTION 4. All ordinances or parts of ordinances in conflict with any of the provisions of these "Revised Ordinances of 1930 of the City of Ames, Iowa," are hereby repealed, provided, however, that nothing herein contained shall be construed as amending or repealing any ordinances of the City of Ames, Iowa, now in force relating to the issuance of bonds for any purpose, vacating or establishing any street, alley or sidewalk grade, or the granting of any franchise.

SECTION 5. These ordinances shall be in full force and effect from and after their publication in book form and publication of this ordinance as provided by law.

Passed and approved the 22nd day of September, 1930.

F. H. Schleiter, Mayor.

Attest: A. B. Maxwell, City Clerk.

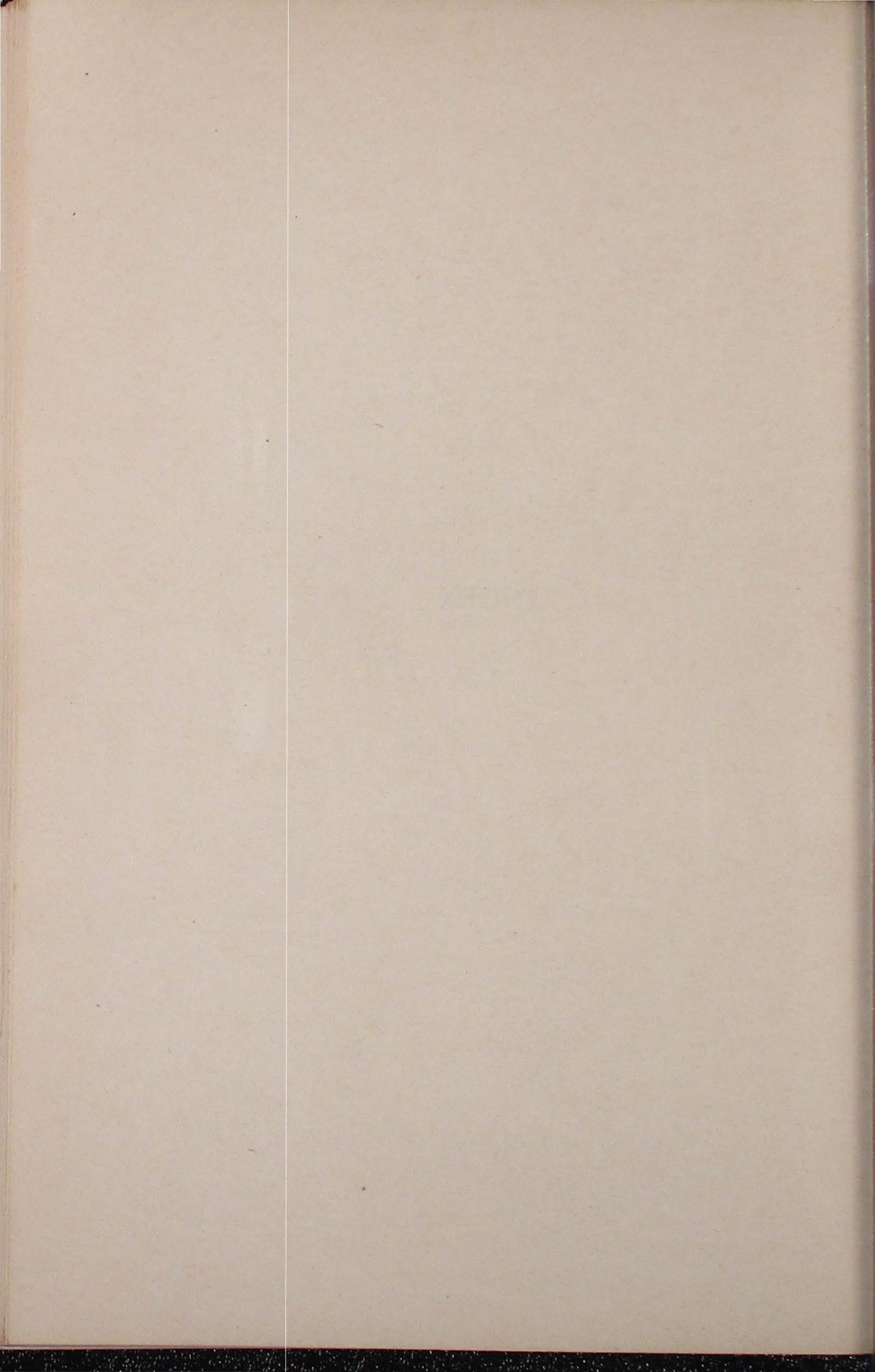






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# *Zoning Ordinance*

CITY OF AMES, IOWA

*Ordinance No. 499*

Passed

March 13, 1939



## **ORDINANCE NO. 499**

AN ORDINANCE REGULATING SIZE OF BUILDING AND OTHER STRUCTURES; THE SIZE OF YARDS, COURTS, AND OTHER OPEN SPACES; THE DENSITY OF POPULATION; THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCE OR OTHER PURPOSES; ESTABLISHING THE BOUNDARIES OF DISTRICTS DEEMED BEST SUITED TO CARRY OUT THE PURPOSE OF THIS ORDINANCE; REQUIRING THE ISSUANCE OF BUILDING PERMITS BEFORE THE ERECTION, CONSTRUCTION, RECONSTRUCTION, CONVERSION, ALTERATION, ENLARGEMENT, EXTENSION, RAISING OR MOVING OF ANY BUILDING OR STRUCTURE, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE SAME.

Whereas, the City Council of the City of Ames, Iowa deems it necessary in order to lessen congestion in the streets; to secure safety from fire, panic and other dangers; to promote health and general welfare; to provide adequate light and air; to avoid undue crowding of population; to facilitate the adequate provisions of transportation, water, sewage, schools, recreational facilities and other public requirements; to conserve the value of property and encourage the most appropriate use of land throughout the City in accordance with a comprehensive plan;

Now Therefore, Be it Ordained by the City Council of the City of Ames, Iowa:

**Section 1. Short Title:** This Ordinance shall be known and may be cited and referred to as the "Zoning Ordinance" to the same effect as if the full title were stated.

**Section 2. Definitions:** For the purpose of interpreting this Ordinance, certain words, terms, and

expressions are herein defined. Words used in the present tense include the future; the singular number includes the plural and the plural includes the singular; the word "building" includes the word "structure" and the word "shall" is always mandatory.

**Accessory Building:** (See Building - Accessory)

**Alley:** A public thoroughfare not more than twenty (20) feet in width, for the use of vehicles.

**Alteration, Structural:** Any change in the supporting members of a building, such as bearings walls, partitions, columns, beams, or girders. The enlargement of the size or height of a building shall be construed to be a structural alteration.

**Attic:** A space under a gable, hip or gambrel, or other roof, the finished floor of which is, or would be, entirely above the level of the wall plates of at least two (2) exterior walls, and the height of which, from the floor level to the highest point of the roof, does not exceed ten (10) feet.

**Basement:** A "basement" is a story partly underground but having at least one-half ( $\frac{1}{2}$ ) of its height above the curb level, and also one-half ( $\frac{1}{2}$ ) of its height above the highest level of the adjoining ground. A basement shall be counted as a story under the provisions of this Ordinance.

**Block Frontage:** The frontage of lots facing the street under consideration which are comprised between two (2) adjacent streets or between a street and the adjacent corporation line.

**Boarding or Lodging House:** A building, other than a hotel, fraternity house or sorority house, where meals are regularly served or lodging furnished for compensation to more than five (5) persons not members of the family there residing.

**Building:** A structure having a roof supported by columns or walls for the shelter, support or enclosure of persons, animals or chat-



tels. When separated by division walls from the ground up without openings, each portion of such structures shall be deemed a separate building.

**Building, Accessory:** Any building which is subordinate to the main building on the lot, not attached thereto and used for purposes customarily incidental to those of the main building. Private garages are accessory buildings.

**Building Wall:** The wall of the principal building forming a part of the main structure. The foundation walls of unenclosed porches or piazzas, steps, walks and retaining wall or similar structures shall not be considered as building walls under the provisions of this Ordinance.

**Court:** An open, unoccupied space on the same lot and fully enclosed on at least three (3) adjacent sides by walls of the building. An outer court is any court facing for its full required width on a street, or on any other required open space not a court.

**Cellar:** A story having more than one-half ( $\frac{1}{2}$ ) of its height below the curb level, or below the highest level of the adjoining ground. A cellar shall not be considered as a story for the purposes of this Ordinance.

**Curb Level:** The mean level of the curb or the established curb grade in front of the lot or building. Where no curb level has been established the City Engineer shall establish such curb level or its equivalent for the purpose of this Ordinance.

**Dwelling, Single Family:** A detached building arranged, designed or intended to be occupied as the residence of a single family and having no party wall in common with an adjacent house or houses.

**Dwelling, Two-Family:** A detached building that is arranged, designed or intended to be occupied as the residence of but two (2) families or housekeeping units living independently of each other.

**Dwelling, Multi-Family:** An apart-

ment house or dwelling used or intended to be used or occupied as a residence of three (3) or more families or housekeeping units living independently of each other.

**Family:** A group of individuals living and cooking together on the premises as one (1) housekeeping unit, but a family shall not include a group of more than five (5) individuals not related by blood or marriage.

**Fraternity or Sorority House:** A building, other than a hotel that is arranged, intended or designed to be occupied as a residence for a club of more than five (5) members there residing.

**Garage, Private:** An accessory building or portion of a building in which one (1) or more motor vehicles are housed, but in which no business service or industry connected with motor vehicles is carried on other than leasing of space as is permitted under the provisions of Section 11 of this Ordinance.

**Garage, Public:** A building or portion of a building in which motor vehicles are equipped for operation, repaired; stored or kept for remuneration, hire or sale.

**Gasoline Station:** A building or portion of a building used chiefly, in connection with tanks, pumps and other appliances, for supplying motor vehicles with gasoline, oil, compressed air, water and similar supplies, but not for the purpose of making repairs.

**Height of Building:** The vertical distance from the curb level to the level of the highest point of the roof adjacent to the street wall in the case of a flat roof, to the deck line of a mansard roof, and to the mean height between the eaves and the ridge for gable, hip, and gambrel roofs. Where a building is set back from the street line, its height may be measured from the average elevation of the finished grade of the front yard, provided that the building is at least as far distant from the street line as such grade is above the curb level.



**Hotel:** A building occupied as the more or less temporary abiding place of individuals who are lodged with or without meals and in which there are more than twenty-five (25) sleeping rooms usually occupied independently.

**Lodging House:** (See Boarding House)

**Lot:** A lot is a parcel of land under one (1) ownership on which a principal building and its accessories are placed, together with the required open spaces, having its frontage upon one (1) or more streets or on an officially approved place.

**Lot, Corner:** Lots conforming to the requirements of the following specified conditions shall be considered as corner lots under the provisions of this Ordinance.

1. A lot fronting on two (2) intersecting streets which form an interior angle of one hundred and thirty-five degrees ( $135^{\circ}$ ) or less.
2. A lot located at the angle in a street where the interior angle formed by the intersection of the street lines is one hundred and thirty-five degrees ( $135^{\circ}$ ) or less.

**Lot Depth:** The distance from the front line to the rear lot line. In the case of a lot of irregular shape, the mean depth shall be the lot depth.

**Lot Width:** The distance between the side lot lines. In the case of a lot of irregular shape, the mean width shall be the lot width.

**Lot, Interior:** An interior lot is any lot other than a corner lot.

**Lot, Through:** A lot running through the block from street to street.

**Lot Line, Front:** In the case of an interior lot abutting on only one street, the front lot line is the street line of such street. In the case of any other lot, it may be such street line as is elected by the owner to be the "front lot line" for the purpose of this Ordinance. Where any such election is mani-

festly contrary to the established character or welfare of the neighborhood, the enforcing officer shall thereupon refer the case to the Board of Adjustment, herein established, for a decision, as provided in Section 1. of this Ordinance.

**Lot Line, Rear:** That boundary line which is opposite and most distant from the front line.

**Lot Line, Side:** Any boundary line not a front lot line or a rear lot line.

**Non-Conforming Use:** A use that does not comply with the regulations of the district in which it is situated.

**Official Map:** The official map shall be that map on file in the office of the City Clerk of the City of Ames and all references hereafter to said official map shall mean the map just referred to. Said map by this reference thereto being made a part of this Ordinance.

**Place, Public:** An open or unoccupied public space more than twenty (20) feet in width which is permanently reserved for the purpose of access to abutting property.

**Porch, Open:** A roofed structure, open on two (2) or more sides, projecting from the front, side or rear wall of the building. An open porch may be enclosed by removable storm windows for periods not exceeding seven months in any year.

**Public Notice:** The publication of the time and place of any public hearing not less than fifteen (15) days prior to the date of said hearing in one (1) newspaper of general circulation in the municipality.

**Story:** A story is that part of any building comprised between any floor and the floor or attic next above; the first story of a building is the lowest story having at least one-half ( $\frac{1}{2}$ ) of its height above the curb level and also one-half ( $\frac{1}{2}$ ) of its height above the highest level of adjoining ground.



**Street, Public:** A public thoroughfare more than twenty (20) feet in width.

**Street Front:** The street or public place upon which a plot abuts. If a plot abuts upon more than one street or public place it shall mean the street designated as the front street in the owners application for a building permit.

**Street Line:** The dividing line between a lot and a public street, alley or place.

**Street Wall:** The wall of the building nearest the street under consideration.

**Structural Alteration:** (See Alteration Structural)

**Yard Front:** The required space, unobstructed to the sky, open for the whole width of the lot extending from the nearest part of any building on the lot to the front lot line excluding cornices, eaves, gutters or chimneys projecting not more than thirty (30) inches; steps, bay windows or similar features not extending through more than one story and which do not aggregate more than one-third ( $\frac{1}{3}$ ) of the width of the frontage of the building, and vestibules not more than one story in height and extending more than three (3) feet beyond the front wall of the principal building, one story open porches eight (8) or less feet in width.

**Yard, Rear:** The required open space, unobstructed to the sky, extending along the rear lot line (not a street line) throughout the whole width of the lot to the rear of the principal building, excluding cornices, eaves, gutters, chimneys projecting not more than thirty (30) inches, uncovered steps, open porches, not more than one story in height and eight (8) feet in width, and accessory buildings.

**Yard, Side:** The required open space, unobstructed to the sky, extending along the side lot line from the front yard to the rear yard, excluding cornices, eaves, gutters, chimneys and bay windows, or similar features extending not more than one story in height which pro-

ject into the side yard but are thirty (30) inches or more from the adjacent lot line.

### Section 3. Districts:

(a) For the purpose of this Ordinance the City of Ames, Iowa, is hereby divided into five (5) classes of districts, as follows:

"A" Districts — (Residence)

"B" Districts — (Multiple Residence)

"C" districts — (Local Business)

"D" Districts — (Business and Light Industry)

"E" Districts — (Heavy Industry)

(b) The various districts and their boundaries are hereby established as shown on the official Zoning Map of the City of Ames and which, with all its designations, is hereby declared to be a part of this Ordinance.

### Section 4. District Boundaries:

The boundaries of the various districts established by this Ordinance are street lines, alley lines, property lines, lot lines, or other lines shown on the official Zoning Map. Where boundaries are approximately indicated as property or lot lines, the true locations of such lines shall be taken as the boundary lines. Where the distance to any boundary line from a street line, property line or lot line, is indicated by the official Zoning Map, such measurement shall control.

### Section 5. General Regulations:

(a) Except as hereinafter provided, no building or part thereof shall be erected, constructed, reconstructed, converted, altered, enlarged, extended, raised, moved or used, and no land shall be used except in conformity with the regulations herein prescribed for the district in which such building or land may be situated and until a building permit has been issued by the Zoning Enforcing Officer as provided herein.

(b) Unless otherwise specified, no use shall be permitted in any district which is prohibited in any



less restricted district, and unless otherwise provided, no use permitted in a more restricted district shall be prohibited in a less restricted district.

(c) The principal building on a lot shall front on a street or a public place.

(d) No yard, or other open space provided about any building for the purpose of complying with the provisions of this Ordinance shall be considered as providing a yard or open space for any other building, nor shall the lot area per family be reduced in any manner except in conformity with the area regulations herein established for the district in which such building is located.

(e) The depths of yards as specified herein shall in all cases be measured from the lot line to the nearest point of the adjacent building wall of the building under consideration.

(f) No lot shall hereafter be so reduced in area that any required yard, court or other open space will be smaller than is prescribed in this Ordinance for the district in which it is located.

(g) Not more than two (2) residences are permitted on a tract or parcel of land until the same has been subdivided in accordance with Chapter 321 of the Code of Iowa.

(h) No building in the rear of any principal building on the same interior lot shall be used for residence purposes.

(i) Each lot upon which a dwelling is to be erected or enlarged shall provide a lot area per family not less than those specified hereafter for the district in which such building is located;

#### **"A", "B" And "C" Districts**

One and two family dwellings, 3000 sq. ft. per family.

Multi-family dwellings of three, four and five families, 1500 sq. ft. per family.

Multi-family dwellings of six or more families, 1000 sq. ft. per family.

#### **"D" And "E" Districts**

One or two family dwellings, 2500 sq. ft. per family.

Three or more family dwellings, 1000 sq. ft. per family.

The above requirements shall not apply to hotels.

(j) Any portion of a building which is covered by a roof and which is enclosed on three (3) or more sides shall be considered as a part of the building.

#### **Section 6. Use Regulations For "A" Districts. (Residence).**

Within any "A" District, unless otherwise provided in this Ordinance, no building or land shall be used for other than one or more of the following purposes.

(a) Single or two family dwellings: Nothing herein shall prevent the serving of meals to five (5) or less persons not members of the family there residing or the renting of rooms to five (5) or less persons or both, provided there is no display of advertising. Not more than two (2) families may occupy one (1) principal building on a lot in an "A" District.

(b) Offices or studios of professional persons, or space for home occupations not involving in any case the conduct of a business on the premises, provided that any such activity may only be carried on in the building which is used as the private dwelling of the proprietor, provided further that any such activity shall not occupy more than fifty percent (50%) of the floor area of one (1) story of such building, provided further that not more than one (1) person not a member of the family there residing shall be regularly employed in addition to the proprietor, provided further that there shall be no display of goods and no advertising on the premises other than a small sign not to exceed one (1) square foot in area and carrying only the name and occupation of any occupant of the premises, provided further that



the building or premises occupied shall not thus be rendered objectionable or detrimental to the residential character of the neighborhood due to the exterior appearance, the emission of odor, gas, smoke, dust, noise or in any other way, and provided further that any such building shall include no features of design not customary in buildings for residential use.

(c) Churches.

(d) Schools, elementary and high.

(e) Public Libraries or public museums.

(f) Clubs, lodges, or social or community-center buildings, excepting those, a chief function of which, is a service or activity conducted or customarily conducted for gain.

(g) Playgrounds or parks not conducted as a business.

(h) Farms, truck gardens, orchards, and wood lots.

(i) Horticultural nurseries and greenhouses for the propagation of plants only, provided there is no display of advertising or of plants other than growth, and provided further that before a permit is issued for such use by the Zoning Enforcing Officer, he shall have on file in his office the written consent of the owners of ninety percent (90%) of all of the privately owned land within three hundred (300) feet of any part of the premises to be occupied by such use.

(j) Real estate signs advertising for sale, rental or lease only the premises, lots or tracts on which they are located as provided in Section 12 of this Ordinance.

(k) Announcement Signs and Bulletin Boards.

(l) Private Garages, and Accessory Buildings as provided in Section 11 of this Ordinance.

#### **Section 7. Use Regulations for "B" Districts. (Multiple Residence)**

Within any "B" District, unless otherwise provided in this Ordinance, no building or land shall be

used for other than one or more of the uses herein specified as permissible in "A" Districts, or for other than one or more of the following purposes:

(a) Multi-family Dwellings.

(b) Fraternity or Sorority Houses.

(c) Boarding or Lodging Houses, provided that there be no conspicuous advertising signs.

(d) Private garages and accessory buildings under conditions as specified in Section 11 of this Ordinance.

(e) Municipal, State or Federal Buildings.

(f) Hospitals, clinics, sanitariums, dispensaries and charitable institutions (except penal or correctional institutions).

#### **Section 8. Use Regulations for "C" Districts. (Local Business)**

Within any "C" District no building or land shall be used for other than one or more of the uses herein specified as permissible in "B" Districts, or for retail store or trade shop where goods are stored or displayed for sale, or services rendered, and where nothing is fabricated, manufactured, converted or altered except for such retail trade. A portion of any such store or shop may be arranged and used as a dwelling.

#### **Section 9. Use Regulations for "D" Districts. (Business and Light Industry).**

Within any "D" District no building or land shall be used for other than one or more of the uses herein specified as permissible in "C" Districts, or for other than one or more of the following purposes:

(a) Offices

(b) Financial institutions

(c) Amusement enterprises, such as dance halls, skating rinks, concert halls and theatres.

(d) Studios

(e) Fire stations and public convenience stations

(f) Gasoline filling stations

(g) Freight and passenger stations and station grounds.



- (h) Bus depots
- (i) Telephone exchange
- (j) Hotels
- (k) Telegraph offices
- (l) Restaurants and lunch counters
- (m) Printing shops
- (n) Public Garages
- (o) Any light manufacturing or light industry which is carried on entirely within buildings, which is not noxious or offensive due to the emission of odors, gas, smoke, dust or noise, which is not a menace to public health and safety, and which will not substantially or permanently injure the appropriate use of neighboring property.
- (p) Fuel and building material or storage yards from which sales are primarily retail.

**Section 10. Use Regulations for "E" Districts (Heavy Industry)**

Within any "E" District no building or land shall be used for other than one or more of the uses herein specified as permissible in "D" Districts, or for other than any trade, industry or purpose which is not noxious or offensive due to the emission of odor, gas, smoke, dust or noise, or which is not a menace to public health or safety.

**Section 11. Garages and Accessory Buildings:**

(a) In any "A" District a private garage is permitted in the side or rear yard on the same lot with a dwelling, either as a separate building or in a separate room within, or attached to the dwelling, provided that space for not more than three (3) motor vehicles is permitted on one lot. When wholly or partially within the limits of the side yard and attached to or a separate room with a principal building such garage shall be considered as a part of such principal building and shall conform to all yard and space requirements as specified in this Ordinance for principal buildings. When wholly or partially within the limits of a rear yard and attached to or a separate room with-

in a principal building such garage, if one (1) story in height may extend into the rear yard the distance its rear wall is beyond the rear wall of the principal building. Space for three (3) or less motor vehicles may be leased to other than residents on the premises.

(b) In any "B" District or any "C" District, private garages, or accessory buildings are permitted under the regulations prescribed for "A" Districts, except that for private garages a space for not more than ten (10) motor vehicles may be provided, and except that space for not more than three (3) motor vehicles may be leased to others than residents on the premises.

(c) In any "D" District or any "E" District, public or private garages, or accessory buildings are permitted on any part of the lot.

(d) No public garage providing storage capacity for more than five (5) motor vehicles or in which motor vehicles are repaired for compensation shall have an entrance or exit for motor vehicles within fifty (50) feet of any "A" District or any "B" District, or within one hundred (100) feet of the entrance or exit of any previously existing public or private school, playground, public library, church, hospital or childrens institutions.

(e) The following regulations and interpretations shall apply to paragraphs (a) and (b) section 11.

1. Each detached private garage or accessory building shall be not less than two (2) feet from a party lot line or alley line except that when any part of such building is within fifty (50) feet of any street or public place upon which the lot abuts, such building shall be not less than six (6) feet from any lot line which serves as the front portion of a side lot line to any adjoining property.

2. No detached garage or accessory building is permitted within the limits of a front yard.



3. If any portion of a detached garage or other accessory building is within a side yard of a principal building on the same lot such accessory building shall not be nearer to the side lot line than would be required for the building wall of a principal building on the same lot. In interpreting this regulation each twelve (12) feet in height of the accessory building shall be considered a story.

4. Where a detached garage or other accessory building is within a rear yard abutting on a lot line which serves as the front portion of an adjacent lot, such accessory building shall be not nearer than four (4) feet to such adjacent lot line.

5. A detached garage may be erected across a common lot line by mutual agreement of the adjoining lot owners.

6. Accessory buildings within a rear yard may not occupy more than one-third ( $1/3$ ) of such area.

7. No detached garage of accessory building may be placed in any rear yard or any side yard on a corner lot so that any part of such building is nearer a street line than is permitted for a wall of a principal building on the same lot.

#### **Section 12. Advertising Signs, Poster and Bulletin Boards.**

(a) In any "A" District, or any "B" District real estate signs advertising for sale, rental or lease only, the premises, lots or tracts on which they are located are permitted, provided such signs shall be distant as far as possible from abutting property and at least twenty-five (25) feet from any street line, or not more than five (5) feet in front of any principal building which is set back less than thirty (30) feet from the street line. The area in square feet of any such sign shall not exceed one-tenth ( $1/10$ ) of the continuous street frontage in feet of the lot or tract, except that a sign not exceeding eight (8) square

feet in area shall be permitted in any case.

(b) In any "A" District or any "B" District announcement signs or bulletin boards are permitted, provided such signs or boards do not exceed sixteen (16) square feet in area and are erected upon the premises, of a charitable, religious or public institution for its own use, and are not erected within twenty-five (25) feet of a street line.

(c) In any "C" District one (1) advertising sign not exceeding twenty (20) square feet in area may be displayed on each local business house in such district. The requirements of paragraphs (a) and (b) Section 12, shall apply to other signs or bulletin boards erected in "C" Districts.

(d) In "D" and "E" Districts poster boards and advertising signs are permitted where such boards and signs conform to the Ordinance requirements of the City of Ames.

#### **Section 13. Non-conforming Uses.**

(a) The Lawful use of a building existing at the time of the passage of this Ordinance, although such use does not conform to the provisions hereof, may be continued, but if such non-conforming use is discontinued, any future use of said premises shall be in conformity with the provisions of this Ordinance.

(b) The lawful use of a building existing at the time of the passage of this Ordinance, may be extended throughout the building, provided such building was so arranged or designed for such non-conforming use on the date this ordinance became effective.

(c) Nothing in this Ordinance shall prevent the reconstruction of a non-conforming building destroyed by fire or other calamity or prevent the continuance of the use of such building or part thereof as such use existed at the time of such destruction; or prevent a change of such existing use in accordance with the provisions of



this Section; provided that any reconstruction of such building shall be begun within six (6) months after such destruction and shall be diligently prosecuted thereafter.

(d) Nothing in this Ordinance shall prevent the restoration of any wall or other portion of a building declared unsafe by an authorized public official.

#### **Section 14. Front Yards:**

(a) In any "A" District a front yard not less than twenty-five (25) feet in depth is required on each lot.

(b) In any "B" District or any "C" District a front yard not less than twenty (20) feet in depth is required on each lot.

(c) No principal building on a lot shall be required to have a front yard depth exceeding fifty (50) feet.

(d) No detached private garage or accessory building may occupy any portion of a front yard in any "A" District, "B" District or any "C" District.

(e) The front yard depth for a church, school, library, museum, club, social center or community tution erected or structurally alteration erected or structurally altered in any "A" District or any "B" District shall be thirty (30) percent in excess of those specified in this Ordinance for principal buildings in such districts.

(f) The following exceptions and interpretations shall apply to the provisions of Section 14, as noted.

(1) The front yard depth for a principal building within seventy (70) feet (measured along the street line) of any portion of two (2) or more lots in the same block and which lots are occupied by dwellings that front on the same street as the proposed principal dwelling, shall be the average front yard depth of such existing dwellings. In computing such front yard depth existing buildings with front yard depths greater than fifty (50) feet shall be as-

sumed to have a front yard depth of fifty (50) feet.

(2) In any "A" District, any "B" District or any "C" District, where the rear lot line of any corner lot forms the front part of the side lot line of an adjacent lot, a building on such adjacent lot shall not be required to have a front yard depth of more than three-fourth ( $3/4$ ) of the depth required by the provisions of this Ordinance for the remaining lots fronting on the same street and in the same block; provided that this reduced depth shall not be less than the required side yard depth (on the street side) of a principal building on the corner lot.

(3) In any "A" District or any "B" District where a lot adjoins a "D" District or an "E" District, the front yard of such lot, for a distance of fifty (50) feet from the district boundary line, shall not be required to have a depth of more than one-half ( $1/2$ ) the depth required by Section 14, for the residence portion of the same block frontage, provided, however that the front yard depth of a building as determined by this paragraph shall be not less than ten (10) feet in any individual case.

#### **Section 15. Rear Yards:**

(a) In any "A" District, any "B" District or any "C" District, a rear yard not less than twenty-five (25) feet in depth is required on an interior lot and twenty (20) feet on a corner lot.

(b) In any "D" District or any "E" District a rear yard not less than twenty (20) feet in depth is required where any portion of a principal building on such lot is used as a dwelling. An additional two (2) feet in depth of rear yard is required for each story above the second, any portion of which is used as a dwelling.

(c) In any "D" District or any "E" District no rear yard is required for a hotel or for a building not used as a dwelling which is two (2) stories or less in height



and which abuts on a rear alley twelve (12) or more feet in width. Where the lot upon which such building is located does not abut upon a rear alley twelve (12) or more feet in width, a rear yard not less than ten (10) feet is required for buildings two (2) stories or less in height, which minimum width shall be increased two (2) feet for each additional story in height above two (2). Buildings more than two (2) stories in height which abut on rear alleys twelve (12) or more feet in width shall have rear yard requirements conforming to the provisions of Paragraph (b) of this Section.

(d) The following exceptions and interpretations shall apply to the provisions of Section 15 as noted:

1. In computing the required depth of rear yards in paragraphs (a) and (b) Section 15, one-half ( $\frac{1}{2}$ ) of the width of an alley in the rear of the lot shall be assumed to be a portion of the rear yard.

2. Where a portion of a building included in paragraphs (b) and (c) Section 15, above the first floor is used as a dwelling in a space not less than ten (10) feet in width shall be provided above the highest story so occupied open and unobstructed for the whole width of the lot.

3. The provisions of Paragraphs (b) and (c) Section 15, rear yard requirements may be waived for buildings on through lots extending from street to street where an equivalent open space on the lot is provided in lieu of the minimum rear yard required therein.

4. The provisions of paragraph (a) Section 15 shall be construed to restrict the erection or structural alterations of any principal or accessory building on a through lot so as to place any principal wall of such building nearer the rear lot line of the through lot than is permitted by this Ordinance were

such rear lot line considered as a front lot line.

#### Section 16. Side Yards:

(a) In any "A" or "B" District there shall be a side yard on each side of each principal building. The side yard for a principal building one (1) story in height shall be not less than four (4) feet in width, two (2) stories in height not less than six (6) feet in width and for three (3) or more stories in height not less than eight (8) feet in width. One (1) side yard may be omitted where two (2) semi-detached houses, on adjacent lots, are built at the same time with a common party wall, provided that the side yard of each house opposite the common party wall shall be of a width fifty per cent (50%) in excess of the minimum side yard widths specified in this paragraph.

(b) In any "C" District, any "D" District or any "E" District no side yards are required. Side yards if provided shall be not less than five (5) feet in width.

(c) In any "A" District, any "B" District or any "C" District on any corner lot no street wall of a principal building other than its front wall shall be required to be further from the side street than one-half ( $\frac{1}{2}$ ) of the distance that would be required by the provisions of Section 14 were such side street line the front lot line.

(d) The required minimum width of side yard for a church, school, library, museum, club, social center or community building, hospital or similar institution on an interior lot in any "A" District or any "B" District shall be twenty (20) feet. For such buildings on corner lots in "A" Districts and "B" Districts the side yard nearest the side street shall be not less than fifty per cent (50%) in excess of the requirements specified in Section 16 for principal buildings on such corner lots. The side yard adjacent to an interior lot for such buildings on corner lots shall be not less than twenty (20) feet.



**Section 17. Fences, Walls and Vision Clearance:**

(a) In any "A" District, any "B" District or any "C" District fences and walls not exceeding six (6) feet in height are permitted within the limits of side and rear yards. A fence or wall not exceeding four (4) feet in height is permitted within the limits of front yards. The portion of fences and walls over four (4) feet in height shall be sixty-five percent (65%) open. In the case of retaining walls supporting embankments the above requirements shall apply only to that part of the wall above the ground surface of the retained embankment.

(b) On any corner lot in any "A" District, any "B" District or any "C" District no fence, wall or other structure shall be erected to a height of more than three (3) feet above the elevation of the established curb grade at the intersection of the streets on that part of any yard which is bounded by the street lines of the intersecting streets and a line connecting two (2) points on said street lines twenty (20) feet from their point of intersection and no planting of foliage which will obstruct the view of drivers of vehicles approaching the street intersection shall be placed or maintained within such area.

**Section 18. Enforcing Officer:**

The provisions of this Ordinance shall be enforced by the City Manager. Appeal of any decision of the enforcing officer may be made to the Board of Adjustment as provided in Section 19 of this Ordinance.

**Section 19. Board of Adjustment:**

(a) A Board of Adjustment is hereby established. Where the word "Board" is used in this section it shall be construed to mean the "Board of Adjustment." The Board shall consist of five (5) members who shall be appointed by the Mayor, subject to confirmation by the City Council. Each member shall be appointed for a term of five (5) years. Any vac-

ancy shall be filled in the same manner for the unexpired portion of the term. In the event of the absence from the City or the incapacity of a member, the Mayor may appoint a substitute who shall serve as a member of the Board, with the same powers and authority as the regular member, until such regular member has returned or has become capacitated for further service. All members shall serve without compensation.

(b) The City Clerk shall serve as the Secretary of the Board. In the absence of the Secretary, the chairman of the Board may appoint one of the members of the Board to act as Secretary pro-tem for the meeting. The Board shall have the power to call on any City Department for assistance in the performance of its duties, and it shall be the duty of such Department to render such assistance as may reasonably be required.

(c) The Board shall adopt, from time to time, subject to the approval of the City Council, such rules and regulations as it may deem necessary to carry into effect the provisions of this Ordinance.

(d) The Board shall annually elect its own chairman at the first meeting on or after April first of each fiscal year. Such chairman, or in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses. There shall be a fixed place of meeting and all meetings shall be open to the public. The presence of four (4) members shall be necessary to constitute a quorum. The Secretary of the Board shall keep minutes of its proceedings, showing the vote of each member upon each question. If a member is absent or fails to vote, the minutes shall indicate such fact. The board shall keep records of its examinations and other official actions, which shall be on file in the office of the city Clerk as a public record.

(e) Appeals to the Board may be taken by any person aggrieved, or by any officer Department, or



Board of the City affected by any decision of the enforcing officer. Such appeal shall be taken within a reasonable time, as provided by the rules of the Board, by filing with the Secretary of the board a written notice of appeal specifying the grounds thereof. The Secretary of the Board shall give notice of such appeal to the enforcing officer who shall forthwith transmit to the Board all papers constituting the record upon which the action appealed from was taken. An appeal stays all proceedings in furtherance of the action appealed from, unless the enforcing officer certifies to the Board after the notice of the appeal shall have been filed with him, that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by a court of record on application on notice to the enforcing officer and on due cause shown. The final disposition of any appeal shall be in the form of a resolution either reversing, modifying or affirming the decision or determination appealed from.

(f) The Board of Adjustment in specific cases shall have the following powers:

1. To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by the enforcing officer in the enforcement of the provisions of this Ordinance.

2. To authorize upon appeal in the following specific cases such variance from the terms of the Ordinance as will not be contrary to the public interest, where, owing to special conditions a literal enforcement of the provisions of the Ordinance will result in unnecessary hardship, and so that the spirit of the Ordinance shall be observed and substantial justice done. However, nothing herein shall be construed as giving the Board the

right, power, or authority to change the limits or extent of any district, or to grant permission for the erection or use of any building or the use of any land for a purpose which is specifically prohibited herein.

- a. The erection and use of an accessory building on a lot in any "A" District or any "B" District before the erection of a principal building on such lot as provided herein; provided such use is temporary and for a period of time not to exceed one (1) year.

- b. The extension of an existing building or use into a more restricted district immediately adjacent, under such conditions as will safeguard the character of the more restricted district, provided that such extension shall not be permitted more than fifty (50) feet beyond the boundary line of the district in which such building or use is authorized.

- c. The extension or enlargement of an existing use located in a district restricted against such use, either by the extension or enlargement of an existing building or use of land, or by the erection of an additional building where such extension or enlargement is necessary incident to the trade, business or industry existing on the 1st day of June, 1925, provided that such extension or enlargement will not prove detrimental to or tend to alter the character of the neighborhood.

- d. The erection of buildings or the use of land not in accordance with the requirements of this Ordinance, in the case of an undeveloped section of the City for a period not to exceed one (1) year in any case, where such building or uses are clearly incidental to and necessary for residential development, or are temporary only and will not tend to permanently alter the character of such section or any adjoining or nearby section.

- e. The erection and use of a building or the use of land in any district by a public service corpor-



ation or for public utility purposes, which the Board considers reasonably necessary for the public convenience or welfare.

f. To permit any use in a district that is not specifically prohibited in such district, and that is in keeping with and appropriate to the uses authorized in such district by the provisions of this ordinance.

g. In specific cases upon appeal to permit a variance in the literal interpretation and application of the following specified provisions of the Ordinance

1. Section 5 — General Regulations. Paragraphs (g) and (i).
2. Section 11 — Garages and Accessory Buildings. Paragraphs (a) to (e) inclusive.
3. Section 12 — Advertising Signs, Posters and Bulletin Boards. Paragraphs (a), (b) and (c).
4. Section 14 — Front Yards. The minimum depth requirements for front yards as specified in Paragraphs (a), (b), (e) and (f) of this Section may not be decreased in amount more than twenty-five percent (25%) in any individual case upon appeal unless there is on file with the Board the written consent of the owner of all property abutting on the front yard of the lot under consideration.
5. Section 15 — Rear Yards. The minimum requirements for rear yards as specified in Paragraphs (a), (b), (c) and (d) of this Section may not be decreased in amount more than twenty-five per cent (25%) in any individual case upon appeal unless there is on file with the Board the written consent of the owners of all property abutting on the rear yard of the lot under consideration.

6. Section 16 — Side Yards. The minimum requirements for side yards as specified in Paragraphs (a), (b), (c) and (d) in this Section may not be decreased in amount more than twenty-five per cent (25%) in any individual case upon appeal unless there is on file with the Board the written consent of the owners of all property abutting on the side yard of the lot under consideration.

7. Section 17 — Fences, Walls and Vision Clearance. Paragraphs (a) and (b).

#### **Section 20. Building Permits and Applications therefor:**

(a) It shall be unlawful to commence or to proceed with the erection, construction, reconstruction, conversion, alteration, enlargement, extension, raising or moving of any building or structures, or of any portion thereof, without first having applied in writing to the City Manager for a building permit to do so.

(b) Every application for a building permit shall be in writing and delivered to the Enforcing Officer, and shall be accompanied by a detailed set of plans, in duplicate, showing the size of the proposed building or structure, its location on the lot, the materials of which it is to be constructed and the details and type of construction to be used. On the issuance of a permit one set of said plans shall be retained by the Enforcing Officer as a permanent record and one set shall be returned to the applicant. In case of any building or structure located outside the fire districts, the Enforcing Officer may, at his own discretion, permit the substitution of a written statement covering the essential information required in place of said plans.

(c) Blank forms shall be provided by the Enforcing Officer for the use of those applying for permits as provided for in this Ordinance.



ance. Any permit, issued by the Enforcing Officer shall be on standard forms for such purpose and furnished by the City.

(d) A careful record of all such applications, plans, and permits shall be kept in the office of the Enforcing Officer

(e) The fees to be charged for building permits from and after the passage of this Ordinance shall be as follows:

For work costing \$500 or less -----	\$ .25
For work costing over \$500 but not over \$1,000 -----	.50
For work costing over \$1,000 but not over \$2,500 -----	1.00
For work costing over \$2,500 but not over \$5,000 -----	2.00
For work costing over \$5,000 but not over \$10,000 -----	3.00
For work costing over \$10,000 but not over \$15,000 -----	5.00
For work costing over \$15,000 but not over \$25,000 -----	7.00
For work costing over \$25,000 but not over \$50,000 -----	9.00
For work costing over \$50,000 -----	12.00

(f) Any building permit, under which no construction work has been commenced within six (6) months after the date of issue of said permit, or under which the proposed construction has not been completed within two (2) years of the date of issue shall expire by limitation; and no work or operation shall take place under such permit after such expiration. Upon payment of ten cents (10c) per month on each one thousand dollars (\$1,000) of the construction cost on which the original permit was issued, but not less than one dollar (\$1.00) per month in any case, a building permit may be once extended for a period not exceeding six (6) months by the Zoning Enforcing Officer.

#### Section 21. Interpretation and Purpose:

In the interpretation and application, the provisions of this Ordinance shall be held in minimum requirements, adopted for the promotion of the public health, safety, comfort, convenience, and general

welfare. It is not intended by this Ordinance to repeal, abrogate, annul or in any way impair or interfere with any existing provisions of law or ordinance, or with any rule, regulation or permit previously adopted or issued, or which shall be adopted or issued pursuant to law, relating to use of buildings or premises; nor is it intended by this Ordinance to interfere or to abrogate or annul any agreement between parties; provided, however, that where this Ordinance imposes a greater restriction upon the use of buildings or premises or upon the height of buildings, or require larger yards, courts or other open spaces than are required by any such existing provision of law or ordinance, or by any such rule, regulation or permit, or by any such easement, covenant or agreement, the provisions of this Ordinance shall govern.

#### Section 22. Amendments:

(a) The City Council may, from time to time, on its own initiative, on petition or on recommendation by the City Plan Commission, after public notice and hearings provided by Ordinance, and after a report by the City Plan Commission or after thirty (30) days written notice to said Commission, amend, supplement, or change the regulations or districts herein or subsequently established.

(b) Whenever the owners of fifty per cent (50%) or more of the area of the lots in any district or part thereof desire any amendment, supplement or change in any of the provisions of this Ordinance applicable to such area, they may file a petition with the City Clerk requesting the City Council to make such amendment, supplement or change. Such petition shall be accompanied by a map or diagram showing the area affected by the proposed amendment, supplement or change, together with the boundaries of the said area and the names and addresses of all the owners on record in the office of the County Recorder of Story County, Iowa, of lots therein and



within a distance of two hundred (200) feet outside of the boundaries of said area; and such petition shall immediately be transmitted to the City Plan Commission for an investigation and report. The City Plan Commission shall file its recommendations approving, disapproving or modifying the proposed amendment, supplement, or change with the City Council within thirty (30) days thereafter.

(c) If a written protest against any proposed amendment, supplement, or change shall have been presented to the City Council, signed by the owners of twenty per cent (20%) or more, either of the area of the lots included in such proposed change, or of those immediately adjacent in the rear thereof, extending the depth of one lot or not to exceed two hundred (200) feet therefrom, or of those directly opposite thereto, extending the depth of one lot or not to exceed two hundred (200) feet from the street frontage of such opposite lots, such amendment shall not become effective, except by the favorable vote of at least three-fourths ( $\frac{3}{4}$ ) of all the members of the City Council.

(d) Whenever a petition requesting an amendment, supplement, or change of any regulation prescribed by this Ordinance has been denied by the City Council such petition cannot be renewed for one year thereafter unless it be signed by the owners of at least fifty per cent (50%) of the property owners who previously objected to the change; this provision, however, shall not prevent the City Council from acting on its own initiative in any case or at any time as provided in this Section.

#### **Section 23. Violations and Penalties:**

Any person, firm, co-partnership, corporation, or other association of persons, whether acting directly or through employees or agents, that violates, disobeys, omits, neglects, refuses to comply with, or resists the enforcement of any provision

of this Ordinance shall be deemed of a misdemeanor and upon conviction thereof shall for each offense be fined a sum not exceeding one hundred dollars (\$100), or imprisonment in the City or County jail for a term not to exceed thirty (30) days, or may be both fined and imprisoned. Each day that a violation is permitted to exist shall be constituted a separate offense.

#### **Section 24. Validity:**

Should any part or provision of this Ordinance be held by any court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of the Ordinance.

#### **Section 25. Conflicting Ordinances:**

That Ordinance No. 422 entitled "An Ordinance regulating size of buildings and other structures; the size of yards, courts and other open spaces; the density of population; the location and use of buildings, structures, and land for trade, industry, residence or other purposes, establishing the boundaries of districts deemed best suited to carry out the purpose of this Ordinance; requiring the issuance of building permits before the erection, construction, reconstruction, conversion, alteration, enlargement, extension, raising or moving of any building or structure; and providing penalties for the violation of the same," adopted by the City Council on the 7th day of July, 1930 be the same and is hereby repealed, and all Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance shall give way to and be superseded by this Ordinance.

#### **Section 26. When Effective:**

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

J. W. Prather, City Clerk

Frank D. Paine, Mayor



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# MILK ORDINANCE

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CITY OF AMES, IOWA

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Ordinance No. 495

Passed  
September 19, 1938



## ORDINANCE No. 495

AN ORDINANCE DEFINING "MILK" AND CERTAIN "MILK PRODUCTS", "MILK PRODUCER", "PASTEURIZATION" ETC., PROHIBITING THE SALE OF ADULTERATED AND MISBRANDED MILK AND MILK PRODUCTS, REQUIRING PERMITS FOR THE SALE OF MILK AND MILK PRODUCTS, REGULATING THE INSPECTION OF DAIRY FARMS AND MILK PLANTS, THE EXAMINATION, GRADING, LABELING, PLACARDING, PASTEURIZATION, REGRADING, DISTRIBUTION, AND SALE OF MILK AND MILK PRODUCTS, PROVIDING FOR THE ANNOUNCEMENT OF MILK GRADES, THE CONSTRUCTION OF FUTURE DAIRIES AND MILK PLANTS, THE ENFORCEMENT OF THIS ORDINANCE, AND THE FIXING OF PENALTIES.

Be it ordained by the City Council of Ames, Iowa, as follows:

Section 1. Definitions.—The following definitions shall apply in the interpretation and the enforcement of this ordinance:

A. MILK.—Milk is hereby defined to be the lacteal secretion obtained by the complete milking of one or more healthy cows, excluding that obtained within 15 days before and 5 days after calving, or such longer period as may be necessary to render the milk practically colostrum free; which contains not less than 8 per cent of milk solids not fat, and not less than  $3\frac{1}{4}$  per cent of milk fat.

B. MILK FAT OR BUTTER FAT.—Milk fat or butter fat is the fat of milk.

C. CREAM and SOUR CREAM.—Cream is a portion of milk which contains not less than 18 per cent milk fat. Sour cream is cream the acidity of which is more than 0.20 per cent, expressed as lactic acid.

D. SKIMMED MILK.—Skimmed milk is milk from which a sufficient portion of milk fat has been removed to reduce its milk fat percentage to less than  $3\frac{1}{4}$  per cent.

E. MILK OR SKIMMED MILK BEVERAGE.—A milk beverage or a skimmed milk beverage is a food compound or confection consisting of milk or skimmed milk,

as the case may be, to which has been added a sirup or flavor consisting of wholesome ingredients.

F. BUTTERMILK.—Buttermilk is a product resulting from the churning of milk or cream or from the souring or treatment by a lactic acid or other culture of milk, skimmed milk, reconstituted skimmed milk, evaporated or condensed milk or skimmed milk, or milk or skimmed-milk powder. It contains not less than 8 per cent of milk solids not fat.

G. VITAMIN D MILK.—Vitamin D Milk is milk the Vitamin D content of which has been increased by a method and in an amount approved by the health officer.

H. RECONSTITUTED OR RECOMBINED MILK AND CREAM.

—Reconstituted or recombined milk is a product resulting from the recombining of milk constituents with water, and which complies with the standards for milk fat and solids not fat of milk as defined herein. Reconstituted or recombined cream is a product resulting from the combination of dried cream, butter, or butter fat with cream, milk, skim milk, or water.

I. MILK PRODUCTS.—Milk products shall be taken to mean and include cream, sour cream, goat milk, vitamin D milk, buttermilk, skimmed milk, reconstituted or recombined milk and cream, milk beverages, and skimmed milk beverages.

J. PASTEURIZATION.—The term "pasteurization", "pasteurized", and similar terms shall be taken to refer to the process of heating every particle of milk or milk products to a temperature of not less than  $142^{\circ}$  F. and holding at such temperature for not less than 30 minutes in approved pasteurization apparatus, provided that approval shall be limited to apparatus which requires a combined holder and indicating thermometer temperature tolerance of not more than  $1\frac{1}{2}^{\circ}$  F., as shown by official tests with suitable testing equipment, and provided that such apparatus shall be properly operated and that the indicating thermometers and the recording thermometer charts both indicate a temperature of not less than  $143\frac{1}{2}^{\circ}$  F., continuously throughout the holding period. The terms "pasteurization", "pasteurized", and similar terms shall also in-



clude the process of heating every particle of milk or milk products to 160° F., and holding at that temperature or above for not less than 15 seconds in apparatus of approved design and properly operated. Provided that nothing contained in this definition shall be construed as disbaring any other process which has been demonstrated as of at least equal efficiency and is approved by the State health authority.

**K. ADULTERATED MILK and MILK PRODUCTS.**—Any substance claimed to be any milk or milk product defined in this ordinance, but not conforming with its definition as given in this ordinance, or which carries a grade label unless such grade label has been awarded by the health officer and not revoked, shall be deemed adulterated and misbranded.

**L. MILK PRODUCER.**—A milk producer is any person who owns or controls one or more cows, a part or all of the milk or milk products from which is sold or offered for sale.

**M. MILK DISTRIBUTOR.**—A milk distributor is any person who offers for sale or sells to another any milk or milk products for human consumption as such.

**N. DAIRY OR DAIRY FARM.**—A dairy or dairy farm is any place or premises where one or more cows are kept, a part or all of the milk or milk products from which is sold or offered for sale.

**O. MILK PLANT.**—A milk plant is any place, or premises, or establishment where milk or milk products are collected, handled, processed, stored, bottled, pasteurized, or prepared for distribution.

**P. HEALTH OFFICER.**—Wherever the term "health officer" is used in this ordinance, said term shall mean "milk sanitarian" or his authorized representative. The Milk Sanitarian shall familiarize himself with all state laws, ordinances and rules and regulations of all state officers and of the state and local Board of Health relating to the production and distribution of milk, skim-milk and cream; and shall see that all such laws, ordinances and rules are strictly enforced. He shall take samples of milk, skim-milk and cream distributed or intended for distribution for determining whether such

comply with all state laws, ordinances, rules and regulations of all state officers, and of the state and local Board of Health. He shall inspect all dairies from which milk is distributed and all distribution stations and places where milk is kept for distribution, together with their equipment and employees. A complete record of all conditions found shall be filed with the Mayor. The powers and duties of the Milk Sanitarian may be exercised by, combined with or delegated to any other officer or employee by action of the Council by resolution. In the discharge of his duties he shall co-operate with the State Dairy and Food Commissioner, the Animal Health Commission and the State Board of Health.

**Q. AVERAGE BACTERIAL PLATE COUNT, DIRECT MICROSCOPIC COUNT, REDUCTION TIME, AND COOLING TEMPERATURE.**—Average bacterial plate count shall be taken to mean the logarithmic average of the bacterial plate counts of the last four consecutive samples, taken upon separate days, irrespective of periodic grade announcements. Average direct microscopic count shall be taken to mean the logarithmic average of the direct microscopic counts of the last four consecutive samples, taken upon separate days, irrespective of periodic grade announcements. Average reduction time shall be taken to mean the arithmetic average of the reduction times of the last four consecutive samples, taken upon separate days, irrespective of periodic grade announcements. Average cooling temperatures shall be taken to mean the arithmetic average of the temperatures of the last four consecutive samples, taken upon separate days, irrespective of periodic grade announcements.

**R. GRADING PERIOD.**—The grading period shall be such period of time as the Milk Sanitarian may designate within which grades shall be determined for all milk and / or milk products, provided that the grading period shall be four (4) months.

**S. PERSON.**—The word "person" as used in this ordinance shall mean person, firm, corporation, or association.

**T. GOAT MILK.**—Goat milk is the lacteal secretion, free from colostrum, obtained by the com-



plete milking of healthy goats, and shall comply with all the requirements of this ordinance. The word "cows" shall be interpreted to include goats.

Section 2. **THE SALE OF ADULTERATED, MISBRANDED, or UNGRADED MILK OR MILK PRODUCTS PROHIBITED.**—No person shall within the City of Ames, Iowa, or its police jurisdiction, produce, sell, offer, or expose for sale, or have in possession with intent to sell, any milk or milk product which is adulterated, misbranded, or ungraded. It shall be unlawful for any person, elsewhere than in a private home, to have in possession any adulterated, misbranded, or ungraded milk or milk product.

Section 3. **PERMITS.**—It shall be unlawful for any person to bring into or receive into the City of Ames, Iowa, or its police jurisdiction, for sale, or to sell, or offer for sale therein, or to have in storage where milk or milk products are sold or served, any milk or milk product defined in this ordinance, who does not possess a permit from the health officer of the city of Ames, Iowa, and on whose vehicle there does not appear in a conspicuous place the permit number in figures at least 3 inches high and 1½ inches wide.

Only a person who complies with the requirements of this ordinance shall be entitled to receive and retain such a permit.

Such a permit may be revoked by the health officer upon the violation by the holder of any of the terms of this ordinance or in any emergency when in the judgment of the health officer the milk or milk product in question has become a public health menace: Provided, That the holder of said permit shall, after complying with such revocation, have the right of appeal to the board of health.

Section 4. **LABELING AND PLACARDING.**—All bottles, cans, packages, and other containers enclosing milk or any milk product defined in this ordinance shall be plainly labeled or marked with (1) the name of the contents as given in the definitions in this ordinance; (2) the grade of the contents if said contents are graded under the provisions of this ordinance; (3) the word "pasteurized" only if the contents have been pasteurized; (4) the word

"raw" only if the contents are raw; (5) the name of the producer if the contents are raw, and the name of the plant at which the contents were pasteurized, if the contents are pasteurized; and (6) in the case of vitamin D milk, the designation "Vitamin D Milk" and the source of the vitamin D; (7) the day said bottle and contents were delivered to the retailer or consumer. The label or mark shall be in letters of a size, kind, and color approved by the health officer and shall contain no marks or words not approved by the health officer.

Every restaurant, cafe, soda fountain, or other establishment serving milk or milk products shall display at all times, in a place designated by the health officer, a notice approved by the health officer, stating the lowest grade of milk and/or milk products served.

Section 5. **INSPECTION OF DAIRY FARMS AND MILK PLANTS FOR THE PURPOSE OF GRADING OR REGRADING.**—At least once during each grading period the health officer shall inspect all dairy farms and all milk plants whose milk or milk products are intended for consumption within the city of Ames, Iowa, or its police jurisdiction. In case the health officer discovers the violation of any item of sanitation, he shall make a second inspection after a lapse of such time as he deems necessary for the defect to be remedied, but not before the lapse of 3 days, and the second inspection shall be used in determining the grade of milk and/or milk products. Any violation of any item of this ordinance on two consecutive inspections within any one grading period shall call for immediate degrading.

One copy of the inspection report shall be posted by the health officer in a conspicuous place upon an inside wall of one of the dairy farm or milk plant buildings, and said inspection report shall not be defaced or removed by any person except the health officer. Another copy of the inspection report shall be filed with the records of the health department.

Section 6. **THE EXAMINATION OF MILK AND MILK PRODUCTS.**—During each grading period at least four samples of milk and/or cream from each



dairy farm and each milk plant shall be taken on separate days and examined by the health officer. Samples of other milk products may be taken and examined by the health officer as often as he deems necessary. Samples of milk and/or milk products from stores, cafes, soda fountains, restaurants, and other places where milk or milk products are sold shall be examined as often as the health officer may require. Bacterial plate counts and direct microscopic counts shall be made in conformity with the latest standard methods recommended by the American Public Health Association. Examinations may include such other chemical and physical determinations as the health officer may deem necessary for the detection of the adulteration, these examinations to be made in accordance with the latest standard methods of the American Public Health Association and the Association of Official Agricultural Chemists. Bacterial plate count, direct microscopic count, reductase test, and cooling temperature results shall be given to the producer or distributor concerned as soon as determined if said results fall without the limits prescribed for the grade then held. Samples may be taken by the health officer at any time prior to the final delivery of the milk or milk products. All proprietors of stores, cafes, restaurants, soda fountains, and other similar places shall furnish the health officer, upon his request, with the names of all distributors from whom their milk and/or milk products are obtained. Bio-assays of the vitamin D content of vitamin D milk shall be made when required by the health officer in a laboratory approved by him for such examinations.

#### Section 7. THE GRADING OF MILK AND MILK PRODUCTS.—

At least once every 4 months the health officer shall announce the grades of all milk and milk products delivered by all producers or distributors and ultimately consumed within the City of Ames, Iowa, or its police jurisdiction. Said grades shall be based upon the following standards, the grading of milk products being identical with the grading of milk except that the bacterial standards shall be doubled in the case of cream, and omitted in the case of sour cream and buttermilk. Vita-

min D milk shall be only of grade A.

**CERTIFIED MILK.**—Certified milk is milk which conforms with the requirements of the American Association of Medical Milk Commission in force at the time of production and is produced under the supervision of the Medical Milk Commission of the Medical Society of Story County, Iowa.

**GRADE A RAW MILK.**—Grade A raw milk is milk the average bacterial plate count of which, as determined under section 1 (Q) and 6 of this ordinance, does not exceed 25,000 per cubic centimeter or the average direct microscopic count of which does not exceed 25,000 per cubic centimeter if clumps are counted or 100,000 per cubic centimeter if individual organisms are counted, and which is produced upon dairy farms conforming with all of the following items of sanitation.

Item 1r. **COWS; TUBERCULOSIS AND OTHER DISEASE.**—A physical examination and, except as provided hereinafter, a tuberculin test of all herds and additions thereto shall be made before any milk therefrom is sold, and at least once every 12 months thereafter, by a licensed veterinarian approved by the State livestock sanitary authority. Said tests shall be made and any reactors disposed of in accordance with the requirements approved by the United States Department of Agriculture, Bureau of Animal Industry, for accredited herds.

A certificate signed by the veterinarian or attested to by the health officer, and filed with the health officer, shall be in evidence of the above test.

Provided that in modified accredited counties the modified accredited area system approved by the United States Bureau of Animal Industry shall be accepted in lieu of the annual testing.

An approved agglutination test for Brucellosis (Bang's disease) of all herds and additions thereto shall be made before any milk therefrom is sold, and at least once every 4 months thereafter, or more often as required by the health officer, by a licensed veterinarian and in a laboratory approved by the state livestock sanitary authority. Said tests shall be made and any reactors disposed of in accordance with the requirements approved by the United



States Department of Agriculture, Bureau of Animal Industry, for accredited herds.

A certificate signed by the veterinarian or attested to by the health officer, shall be evidence of the above test. Provided that in accredited herds the accrediting system approved by the Iowa Department of Agriculture shall be accepted in lieu of testing every 4 months.

For diseases other than tuberculosis and Brucellosis such tests and examinations as the health officer may require shall be made at intervals and by methods prescribed by him, and any diseased animals or reactors shall be disposed of as he may require.

Cows which show an extensive or entire induration of one or more quarters of the udder upon physical examination, whether secreting abnormal milk or not, shall be permanently excluded from the milking herd. Cows giving bloody, stringy, or otherwise abnormal milk but with only slight induration of the udder shall be excluded from the herd and their milk shall be discarded until reexamination shows that the milk has become normal.

Item 2r. DAIRY BARN, LIGHTING.—A dairy or milking barn shall be required, and in such sections thereof where cows are milked windows shall be provided and kept clean and so arranged as to insure adequate light properly distributed, and when necessary shall be provided with adequate supplementary artificial light.

Item 3r. DAIRY BARN, AIR SPACE AND VENTILATION.—Such sections of all dairy barns where cows are kept or milked shall be well ventilated and shall be so arranged as to avoid overcrowding.

Item 4r. DAIRY BARN, FLOORS.—The floors and gutters of such parts of all dairy barns in which cows are milked shall be constructed of concrete or other approved impervious and easily cleaned material, shall be graded to drain properly, and shall be kept clean and in good repair. No horses, pigs, fowl, calves, etc., shall be permitted in parts of the barn used for milking.

Item 5r. DAIRY BARN, WALLS AND CEILINGS.—The walls and ceilings of all dairy barns shall be whitewashed once each year

or painted once every 2 years, or oftener if necessary, or finished in an approved manner, and shall be kept clean and in good repair. In case there is a second story above the part of the barn in which cows are milked, the ceiling shall be tight. If the feed room adjoins the milking space, it shall be separated therefrom by a dust-tight partition and door. No feed shall be stored in the milking portion of the barn.

Item 6r. DAIRY BARN, COW YARD.—All cow yards shall be graded and drained as well as practicable and kept clean.

Item 7r. MANURE DISPOSAL.—All manure shall be removed and stored or disposed of in such manner as best to prevent the breeding of flies therein or the access of cows to piles thereof.

Item 8r. MILK HOUSE OR ROOM CONSTRUCTION.—There shall be provided a milk house or milk room for the cooling, handling, and storage of milk and / or milk products and the washing, bactericidal treatment, and storage of milk apparatus and utensils. The milk house or room (2) shall be provided with a tight floor constructed of concrete or other impervious material, in good repair, and graded to provide proper drainage; (b) shall have walls and ceilings of such construction as to permit easy cleaning, and shall be well painted or finished in an approved manner; (c) shall be well lighted and ventilated; (d) shall have all openings effectively screened, including outward-opening, self-closing doors, unless other effective means are provided to prevent the entrance of flies; and (e) shall be used for no other purposes than those specified above except as may be approved by the health officer, shall not open directly into a stable or into any other room used for domestic purposes, shall have water piped into it, shall be provided with adequate facilities for heating of water for the cleaning of utensils, shall be equipped with 2-compartment stationary wash and rinse vats, except that in the case of retail raw milk, if chlorine is employed as the principal bactericidal treatment, the 3-compartment type must be used, and shall be partitioned to separate the handling of milk and the storage of cleansed utensils from the cleaning and



other operations, which shall be so located and conducted as to prevent any contamination of the milk or of cleaned equipment.

Item 9r. **MILK HOUSE OR ROOM, CLEANLINESS AND FLIES.**—The floors, walls, ceilings, and equipment of the milk house or room shall be kept clean at all times. All means necessary for the elimination of flies shall be used.

Item 10r. **TOILET.**—Every dairy farm shall be provided with one or more sanitary toilets conveniently located, and properly constructed, operated, and maintained so that the waste is inaccessible to flies and does not pollute the surface soil or contaminate any water supply.

Item 11r. **WATER SUPPLY.**—The water supply for milk room and dairy barn shall be properly located, constructed, and operated, and shall be easily accessible, adequate, and of a safe, sanitary quality.

Item 12r. **UTENSILS, CONSTRUCTION.**—All containers or other utensils used in the handling, storage, or transportation of milk or milk products must be made of nonabsorbant material and of such construction as to be easily cleaned, and must be in good repair. Joints and seams shall be soldered flush. Woven wire cloth shall not be used for straining milk. All milk pails shall be of a small-mouth design approved by the health officer.

Item 13r. **UTENSILS, CLEANING.**—All containers, equipment, and other utensils used in the handling, storage, or transportation of milk and milk products must be thoroughly cleaned after each usage.

Item 14r. **UTENSILS, BACTERICIDAL TREATMENT.**—All containers, equipment, and other utensils used in the handling, storage, or transportation of milk or milk products shall between each usage be subjected to an approved bactericidal process with steam, hot water, or chlorine.

Item 15r. **UTENSILS, STORAGE.**—All containers and other utensils used in the handling, storage, or transportation of milk or milk products shall be stored so as not to become contaminated.

Item 16r. **UTENSILS, HANDLING.**—After bactericidal treatment no container or other milk or milk product utensil shall be

handled in such manner as to permit any part of any person or his clothing to come in contact with any surface with which milk or milk products come in contact.

Item 17r. **MILKING, UDDERS AND TEATS, ABNORMAL MILK.**—The udders and teats of all milking cows shall be clean at the time of milking. Abnormal milk shall be so handled and disposed of as to preclude the infection of the cows and the contamination of the milk utensils.

Item 18r. **MILKING, FLANKS.**—The flanks, bellies, and tails of all milking cows shall be free from visible dirt at the time of milking.

Item 19r. **MILKERS' HANDS.**—Milkers' hands shall be clean, rinsed with a bactericidal solution, and dried with a clean towel, immediately before milking and following any interruption in the milking operation. Wet-hand milking is prohibited. Convenient facilities shall be provided for the washing of milkers' hands.

Item 20r. **CLEAN CLOTHING.**—Milkers and milk handlers shall wear clean outer garments while milking or handling milk, milk products, containers, utensils, or equipment.

Item 21r. **MILK STOOLS.**—Milk stools shall be made of metal or other impervious material and shall be kept clean.

Item 22r. **REMOVAL OF MILK.**—Each pail of milk shall be removed immediately to the milk house or straining room. No milk shall be strained or poured in the dairy barn.

Item 23r. **COOLING.**—Milk must be cooled immediately after completion of milking to 50° F. or less, and maintained at that average temperature, as defined in section 1 (Q), until delivery. If milk is delivered to a milk plant or receiving station for pasteurization or separation, it must be delivered within 2 hours after completion of milking or cooled to 50° F. or less and maintained at that average temperature until delivered.

Item 24r. **BOTTLING AND CAPPING.**—Milk and milk products shall be bottled from a container with a readily cleanable valve, or by means of an approved bottling machine. Bottles shall be capped by machine. The bottler and capper shall be cleaned



and subjected to bactericidal treatment before each usage. Caps shall be purchased in sanitary containers and kept therein in a dry place until used.

Item 25 r. **PERSONNEL, HEALTH.**—Every person connected with a retail raw dairy whose work brings him in contact with the production, handling, storage, or transportation of milk, milk products, containers, or equipment shall furnish such information, permit such physical examinations, and submit such laboratory specimens as the health officer may require for the purpose of determining freedom from infection.

The health officer, or a physician authorized by him, shall in each such instance take a careful history and if such history suggests that such person may be a carrier of or infected with the organisms of typhoid or paratyphoid fever or of any other communicable disease likely to be transmitted through milk, he shall secure appropriate specimens of bodily discharges and cause them to be examined in a laboratory approved by him or by the State health authorities for such examinations.

Item 26r. **MISCELLANEOUS.**—All vehicles used for the transportation of milk or milk products shall be so constructed and operated as to protect the milk or milk products from the sun and from contamination. Such vehicles shall be kept clean and no substances capable of contaminating milk or milk products shall be transported with milk or milk products in such manner as to permit contamination. All vehicles used for the distribution of milk or milk products shall have the name of the distributor prominently displayed.

The immediate surroundings of the dairy shall be kept in a neat, clean condition.

**GRADE B RAW MILK.**—Grade B raw milk is milk the average bacterial plate count of which at no time prior to delivery exceeds 100,000 per cubic centimeter, or the average direct microscopic count of which does not exceed 100,000 per cubic centimeter if clumps are counted or 400,000 per cubic centimeter if individual organisms are counted, or the average reduction time of which is not less than 6 hours, as determined under sections 1 (Q) and 6,

and which is produced upon dairy farms conforming with all items of sanitation required for grade A raw milk except as follows: Under item 4r tight wooden floors and gutters shall be permitted in place of concrete; under item 8r the piping of water into the milk house, the partitioning of processes, and the provision of stationary and three-compartment wash and rinse vats shall not be required; under item 23r the temperature requirement of retail raw milk shall be 60° F. and of milk for pasteurization or separation 70° F; item 25r shall not be required; item 26r shall not be interpreted to mean "permanently" covered vehicles; provided that all items or parts of items relating to cleanliness shall be required.

**GRADE C RAW MILK.**—Grade C raw milk is milk the average bacterial plate count of which at no time prior to delivery exceeds 500,000 per cubic centimeter, or the average direct microscopic count of which does not exceed 500,000 per cubic centimeter if clumps are counted or 2,000,000 per cubic centimeter if individual organisms are counted, or the average reduction time of which is not less than 3½ hours as determined under sections 1 (Q) and 6, and which is produced upon dairy farms conforming with all items of sanitation required for grade B raw milk except 7r, 12r, 20r, 21r, 22r, 23r, 24r, and 26r; provided that under item 4r properly constructed clay-mixture floors shall be permitted, and that under item 5r painting or whitewashing and tight ceilings and feed rooms shall not be required.

**GRADE D RAW MILK.**—Grade D raw milk is milk which does not meet the requirements of grade C raw milk, and which shall be plainly labeled "cooking only."

**GRADE A PASTEURIZED MILK.**—Grade A pasteurized milk is grade A or grade B raw milk which has been pasteurized, cooled, and bottled in a milk plant conforming with all of the following items of sanitation and the average bacterial plate count of which at no time after pasteurization and until delivery exceeds 15,000 per cubic centimeter, as determined under sections 1 (Q) and 6.

Item 1p. **FLOORS.**—Floors of all rooms in which milk or milk



products are handled or stored shall be constructed of concrete or other equally impervious and easily cleaned material and shall be smooth, properly drained, provided with tapped drains, and kept clean.

Item 2p. **WALLS AND CEILINGS.**— Walls and ceilings of rooms in which milk or milk products are handled or stored shall have a smooth, washable light-colored surface and shall be kept clean.

Item 3p. **DOORS AND WINDOWS.**— Unless other effective means are provided to prevent the access of flies, all openings into the outer air shall be effectively screened and doors shall be self-closing.

Item 4p. **LIGHTING AND VENTILATION.**— All rooms shall be well lighted and ventilated.

Item 5p. **MISCELLANEOUS PROTECTION FROM CONTAMINATION.**— The various milk-plant operations shall be so located and conducted as to prevent any contamination of the milk or of the cleaned equipment. All means necessary for the elimination of flies shall be used. This requirement shall be interpreted to include separate rooms for (a) the pasteurizing, processing, cooling and bottling operations; (b) the washing and bactericidal treatment of containers and equipment. Cans of raw milk shall not be unloaded directly into the pasteurizing room. Pasteurized milk or milk products shall not be permitted to come in contact with equipment with which unpasteurized milk or milk products have been in contact, unless such equipment has first been thoroughly cleaned and subjected to bactericidal treatment. Rooms in which milk, milk products, cleaned utensils, or containers are handled or stored shall not open directly into any stable or living quarters.

Item 6p. **TOILET FACILITIES.**— Every milk plant shall be provided with toilet facilities conforming with the ordinances of the city of Ames, Iowa. Toilet rooms shall not open directly into any room in which milk, milk products, equipment, or containers are handled or stored. The doors of all toilet rooms shall be self-closing. Toilet rooms shall be kept in a clean condition, in good

repair, and well ventilated. In case privies or earth closets are permitted and used, they shall be separate from the building and shall be of a sanitary type constructed and operated in conformity with the requirements of item 10r, grade A raw milk.

Item 7p. **WATER SUPPLY.**— The water supply shall be easily accessible, adequate and of a safe, sanitary quality.

Item 8p. **HAND - WASHING FACILITIES.**— Convenient hand-washing facilities shall be provided, including warm running water, soap, and approved sanitary towels. The use of a common towel is prohibited.

Item 9p. **MILK PIPING.**— Only "sanitary milk piping" of a type which can be easily cleaned with a brush shall be used.

Item 10p. **CONSTRUCTION AND REPAIR OF EQUIPMENT.**— All containers and equipment with which milk or milk products come in contact shall be constructed in such a manner as to be easily cleaned, and shall be kept in good repair.

Item 11p. **DISPOSAL OF WASTES.**— All wastes shall be properly disposed of.

Item 12p. **CLEANING AND BACTERICIDAL TREATMENT OF CONTAINERS AND APPARATUS.**— All milk and milk products containers and apparatus shall be thoroughly cleaned after each usage and subjected immediately before each usage to an approved bactericidal process. When empty and before being returned to a producer by a milk plant each container shall be effectively cleaned and subjected to bactericidal treatment.

Item 13p. **STORAGE OF CONTAINERS.**— After bactericidal treatment all bottles, cans, and other milk or milk products containers shall be stored in such manner as to be protected from contamination.

Item 14p. **HANDLING OF CONTAINERS AND APPARATUS.**— Between bactericidal treatment and usage and during usage containers and apparatus shall not be handled or operated in such manner as to permit contamination of the milk.

Item 15p. **STORAGE OF CAPS AND PARCHMENT PAPER.**— Milk bottle caps and parchment paper for milk cans shall be purchased and stored only in sani-



tary tubes and cartons, respectively, and shall be kept therein in a clean dry place until used.

Item 16p. **PASTEURIZATION.**—Pasteurization shall be performed as described in section 1 (J) of this ordinance. The time and temperature record charts shall be dated and preserved for a period of 3 months for the information of the health officer.

Item 17p. **COOLING.**—All milk and cream received for pasteurization but not pasteurized within 2 hours after it is received at the plant shall within 2 hours of receipt be cooled to a temperature of 50° F. or less and maintained thereat until pasteurized, except during separation; and all pasteurized milk and milk products shall be immediately cooled to an average temperature of 50° F. or less, as defined in section 1 (Q), and maintained thereat until delivery.

Item 18p. **BOTTLING.**—Bottling of milk and milk products shall be done at the place of pasteurization in approved mechanical equipment.

Item 19p. **OVERFLOW MILK.**—Overflow milk or milk products shall not be sold for human consumption.

Item 20p. **CAPPING.**—Capping of milk and milk products shall be done by approved mechanical equipment. Hand capping is prohibited.

Item 21p. **PERSONAL HEALTH.**—Every person connected with a pasteurization plant whose work brings him in contact with the production, handling, storage, or transportation of milk, milk products, containers, or equipment shall furnish such information, permit such physical examinations, and submit such laboratory specimens as the health officer may require for the purpose of determining freedom from infection.

The health officer, or a physician authorized by him, shall in each such instance take a careful history and if such history suggests that such person may be a carrier of or infected with the organisms of typhoid or paratyphoid or of any other communicable disease likely to be transmitted through milk or milk products he shall secure appropriate specimens of bodily discharges and cause them to be examined in a laboratory approved by him or by the

State health authorities for such examinations.

Item 22p. **PERSONNEL CLEANLINESS.**—All persons coming in contact with milk, milk products, containers, or equipment shall wear clean outer garments and shall keep their hands clean at all times while thus engaged.

Item 23p. **MISCELLANEOUS.**—All vehicles used for the transportation of milk or milk products shall be so constructed and operated as to protect the milk or milk products from the sun and from contamination. Such vehicles shall be kept clean, and no substance capable of contaminating milk or milk products shall be transported with milk or milk products in such manner as to permit contamination. All vehicles used for the distribution of milk or milk products shall have the name of the distributor prominently displayed.

The immediate surroundings of the milk plant shall be kept in a neat, clean condition.

**GRADE B PASTEURIZED MILK.**—Grade B pasteurized milk is grade C raw milk which has been pasteurized, cooled, and bottled in a milk plant conforming with all of the requirements for grade A pasteurized milk, and the average bacterial plate count of which at no time after pasteurization and before delivery exceeds 25,000 per cubic centimeter, as determined under section 1 (Q) and 6.

**GRADE C PASTEURIZED MILK.**—Grade C pasteurized milk is pasteurized milk which does not meet the requirements of grade B pasteurized milk, and which shall be plainly labeled "cooking only."

**Section 8. GRADES OF MILK AND MILK PRODUCTE WHICH MAY BE SOLD.**—From and after 12 months from the date on which this ordinance takes effect no milk or milk products shall be sold to the final consumer, or to restaurants, soda fountains, grocery stores, or similar establishments, except grades A and B pasteurized, certified, and grade A raw. This section shall not be construed as forbidding the sale of lower grades of milk and milk products during temporary periods of degrading not exceeding 30 consecutive days, or, in emergen-



cies, such longer period as the health officer may deem necessary.

**Section 9. SUPPLEMENTARY GRADING PRESCRIBED AND REGRADING AUTHORIZED.**—If at any time between the regular announcements of the grades of milk or milk products, as the result of the findings of two consecutive inspections of any dairy or milk plant, or because the average bacterial plate count, the average direct microscopic count, the average reduction time, or the average cooling temperature exceeds the limit fixed for the grade currently held by the milk supply in question, a lower grade shall become justified, in accordance with section 7 of this ordinance, the health officer shall immediately lower the grade of such milk or milk product, and shall enforce proper labeling and placarding thereof.

Any producer or distributor of milk or milk products, the grade of which has been lowered by the health officer, and who is properly labeling his milk and / or milk products, may at any time make application for the regrading of his product.

Upon receipt of a satisfactory application, in case the lowered grade is the result of an excessive average bacterial plate count, direct microscopic count, reduction time, or cooling temperature, the health officer shall take further samples of the applicant's output, at a rate of not more than two samples per week. The health officer shall immediately regrade the milk or milk products upward whenever the average of the last four sample results indicates the necessary quality.

In case the lowered grade of the applicant's product is due to a violation of an item of the specifications prescribed in section 7, other than average bacterial plate count, direct microscopic count, reduction time, or cooling temperature, the said application must be accompanied by a statement signed by the applicant to the effect that the violated item of the specifications has been conformed with. Within 1 week of the receipt of such an application and statement the health officer shall make a reinspection of the applicant's establishment, and thereafter as many additional re-inspections as he may deem neces-

sary to assure himself that the applicant is again complying with the higher grade requirements, and, in case the findings justify, shall regrade the milk or milk products upward.

**Section 10. TRANSFERRING OR DIPPING MILK; DELIVERY CONTAINERS; HANDLING OF MORE THAN ONE GRADE; DELIVERY OF MILK AT QUARANTINED RESIDENCES.**—No milk producer or distributor shall transfer milk or milk products from one container to another on the street or in any vehicle or store, or in any place except a bottling or milk room especially used for that purpose. The sale of dip milk is hereby prohibited.

All pasteurized milk and milk products shall be placed in their final delivery containers in the plant in which they are pasteurized, and all raw milk and milk products sold for consumption in the raw state shall be placed in their final delivery containers at the farm at which they are produced. Milk and milk products sold in the distributor's containers in quantities less than one gallon shall be delivered in standard milk bottles. It shall be unlawful for hotels, soda fountains, restaurants, groceries, hospitals, boarding clubs, sororities, fraternities, dormitories, and other similar establishments to sell or serve any milk or milk product except from the original glass bottle in which it was received from the distributor; provided, however, that this requirement shall not apply to cream consumed on the premises which may be served from the original bottle or from a dispenser approved for such service.

No milk or milk product shall be permitted to come in contact with equipment with which a lower grade of milk or milk products has been in contact unless such equipment has first been thoroughly cleaned and subjected to bactericidal treatment.

It shall be the duty of all persons to whom milk or milk products are delivered to clean thoroughly the containers in which such milk or milk products are delivered before returning such containers. Apparatus, containers, equipment, and utensils used in the handling, storage, processing, or transporting of milk or milk products shall not be used for



any other purpose without the permission of the health officer.

The delivery of milk or milk products to and the collection of milk or milk products containers from quarantined residences shall be subject to the special requirements of the health officer.

Section 11. **MILK AND MILK PRODUCTS FROM POINTS BEYOND THE LIMITS OF INSPECTION OF THE CITY OF AMES, IOWA.**—Milk and milk products from points beyond the limits of inspection of the city of Ames, Iowa, may not be sold in the city of Ames or its police jurisdiction, unless produced and / or pasteurized under grading provisions identical with those of this ordinance; provided that the health officer shall satisfy himself that the health officer having jurisdiction over the production and processing is properly enforcing such provisions. The limits of inspection shall extend a distance of 10 miles in all directions from the city hall in the City of Ames. In event any person is desirous of selling milk and milk products from points beyond the said limits, then in that event, he shall pay the City of Ames the sum of \$2.00 for each of said inspections, plus mileage of 5c per mile each way to cover costs for making said inspection.

Section 12. **NOTIFICATION OF DISEASE.**—Notice shall be sent to the health officer immediately by any producer or distributor of milk or milk products upon whose dairy farm or in whose milk plant any infectious, contagious, or communicable disease occurs.

Section 13. **FUTURE DAIRIES AND MILK PLANTS.**—All dairies and milk plants from which milk or milk products are supplied to the city of Ames which are hereafter constructed, reconstructed, or extensively altered shall conform in their construction to the grade A requirements of this ordinance.

Section 14. **PROCEDURE WHEN INFECTION SUSPECTED.**—When suspicion arises as to the possibility of transmission of

infection from any person concerned with the handling of milk or milk products the health officer is authorized to require any or all of the following measures: (1) The immediate exclusion of that person or cow from milk handling; (2) the immediate exclusion of the milk supply concerned from distribution and use; (3) adequate medical and bacteriological examination of the person, of his associates, and of his and their bodily discharges.

Section 15. **ENFORCEMENT INTERPRETATION.**—This ordinance shall be enforced by the health officer in accordance with the interpretations thereof contained in the 1936 edition of the United States Public Health Service Milk code, which by this reference is made a part hereof.

Section 16. **PENALTY.**—Any person who shall violate any provisions of this ordinance shall upon conviction, be fined an amount not exceeding \$100.00 and costs, and in default of payment, shall be committed to the City or County jail until such fine or costs are paid not exceeding 30 days; or, with or without fine, in the discretion of the Judge of the Municipal Court, a jail sentence may be imposed not exceeding 30 days. Each and every violation of this ordinance shall constitute a separate offense and be punishable as set forth herein.

Section 17. **REPEAL AND DATE OF EFFECT.**—All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed; and this ordinance shall be in full force and effect immediately upon its adoption and its publication, as provided by law.

Section 18. **UNCONSTITUTIONALITY CLAUSE.**—Should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of said ordinance shall not be affected thereby.

FRANK D. PAINE,  
J. W. PRATHER, Mayor.  
City Clerk.







Gary Moore 8-15-07



